

WEDNESDAY, APRIL 16, 1986

EIGHTY-NINTH LEGISLATIVE DAY

The House met at 11:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Mr. Nick Boone, Madison Church of Christ, Madison, Tennessee.

Representative Cobb led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 91

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --91.

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ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 1385; and find same correctly engrossed and ready for transmission to the Senate.

MARLYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

511--Relative to study, problems of homeless people; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1523--To make certain provisions, employment of illegal aliens;

1871--To regulate width of trucks, agricultural products;

1917--To make certain provisions, consumer protection; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1205, 1258, 1481, 1488, 1600, 1678, 1707, 1797, 1848, 1898, 1903, 1914, 1985, 2018, 2049, 2051, 2060, 2061, 2064 and 2072; House Resolutions Nos. 101, 110, 114, 128, 129, 130, 131, 133, 134, 140, 144, 145, 146, 147, 148, 150 and 152; and House Joint Resolutions Nos. 510, 560, 562, 595, 600, 601, 605, 609, 627, 635, 636, 637, 639, 640, 642, 645, 646, 647, 648, 650, 651, 654, 655, 656, 657, 659, 664, 665, 666, 671, 673, 674, 675, 677, 684, 696, 698, 699, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712,

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713 and 726; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1205, 1258, 1481, 1488, 1600, 1678, 1707, 1797, 1848, 1898, 1903, 1914, 1985, 2018, 2049, 2051, 2060, 2061, 2064 and 2072; House Joint Resolutions Nos. 510, 560, 562, 595, 600, 601, 605, 609, 627, 635, 636, 637, 639, 640, 642, 645, 646, 647, 648, 650, 651, 654, 655, 656, 657, 659, 664, 665, 666, 671, 673, 674, 675, 677, 684, 696, 698, 699, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713 and 726; and House Resolutions Nos. 101, 110, 114, 128, 129, 130, 131, 133, 134, 140, 144, 145, 146, 147, 148, 150 and 152.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 820, 1200, 1251, 1255, 1266, 1341, 1435, 1444, 1445, 1560, 1623, 1668, 1693, 1744, 1762, 1819, 1829, 1868, 1888, 2034, 2050, 2054, 2055 and 2058; also, House Joint Resolutions Nos. 486, 567, 584, 594, 626, 629, 630, 631, 632, 661, 700 and 701; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 820, 1200, 1251, 1255, 1266, 1341, 1435, 1444, 1445, 1560, 1623, 1668, 1693, 1744, 1762, 1819, 1829, 1868, 1888, 2034, 2050, 2054, 2055 and 2058; House Joint Resolutions Nos. 486, 567, 584, 594, 626, 629, 630, 631, 632, 661, 700 and 701; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 308, 433, 630, 879, 1221, 1261, 1303, 1453, 1469, 1657, 1662, 1722, 1773, 1802, 1825, 1829, 1850, 1879, 1900, 1916, 1917, 1936, 1982, 2058, 2064 and 2066; also, Senate Joint Resolutions Nos. 234, 235, 317, 323, 329 and 346; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 715, 1192, 1259, 1427, 1476, 1566, 1655, 1659, 1769, 1818, 1842, 1857, 1920, 2011 and 2036; also, Senate Joint Resolutions Nos. 308, 309, 311, 312, 314 and 320; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 308, 433, 630, 715, 879, 1192, 1221, 1259, 1261, 1303, 1427, 1453, 1469, 1476, 1566, 1655, 1657, 1659, 1662, 1722, 1769, 1773, 1802, 1818, 1825, 1829, 1842, 1850, 1857, 1879, 1900, 1916, 1917, 1920, 1936, 1982, 2011, 2036, 2058, 2064 and 2066; and Senate Joint Resolutions Nos. 234, 235, 308, 309, 311, 312, 314, 317, 320, 323, 329 and 346.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1205, 1258, 1481, 1488, 1600, 1678, 1707, 1797, 1848, 1898, 1903, 1914, 1985, 2018, 2049, 2051, 2060, 2061, 2064 and 2072; also, House Joint Resolutions Nos. 510, 560, 562, 595, 600, 601, 605, 609, 627, 635, 636, 637, 639, 640, 642, 645, 646, 647, 648, 650, 651, 654, 655, 656, 657, 659, 664, 665, 666, 671, 673, 674, 675, 677, 684, 696, 698, 699, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713 and 726; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1205, 1258, 1481, 1488, 1600, 1678, 1707, 1797, 1848, 1898, 1903, 1914, 1985, 2018, 2049, 2051, 2060, 2061, 2064 and 2072; and House Joint Resolutions Nos. 510, 560, 562, 595, 600, 601, 605, 609, 627, 635, 636, 637, 639, 640, 642, 645, 646, 647, 648, 650, 651, 654, 655, 656, 657, 659, 664, 665, 666, 671, 673, 674, 675, 677, 684, 696, 698, 699, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713 and 726; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

667--Relative to encouraging affiliation, TSU and YMCA Night Law School; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

902--To provide for certain tuition-free courses;

1222--To provide for home instruction, certain students;

1327--To expand medical assistance program;

1545--To amend Section 70-1-306(g), Code;

1654--To enact Agricultural Financial and Family Counseling Act;

1822--To authorize bond issue, higher education;

1972--To increase compensation, certain U.T. employees;

1949--To authorize bond issue, certain educational facilities;

1993--To make certain provisions, banks;

2048--To regulate funds appropriated for expansion of Mid-South Coliseum;

2075--To regulate Madison County Sheriff's Department; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

203--Relative to study, rehabilitation program, workers' compensation;

270--Relative to study, community grant programs;

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299--Relative to group homes, mentally ill persons;

302--Relative to study, acquired immune deficiency syndrome;

303--Relative to study, rapid growth expansion, local governments;

305--Relative to study, mental health institutes and services; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1215--To amend Charter, Clarksville;

1440--To provide funding, certain desegregation settlement;

1497--To regulate authority, certain city judges;

1512--To provide protective services, disabled adults;

1534--To provide funding, programs, Meharry Medical College;

1684--To enable private contracts, correctional facilities;

1779--To make appropriations, zoological institutions;

1980--To amend charter, Clarksville;

2007--To levy privilege tax, lodging, Lincoln County;

2069--To make provisions, judicial commissioners, certain counties;

2070--To regulate terms of office, Board of Highway Commissioners, Lake County;

2075--To regulate fire fighting services;

2076--To regulate privilege tax, lodging, Dyersburg; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 628, 902, 1222, 1244, 1327, 1335, 1523, 1545, 1654, 1694, 1789, 1822, 1871, 1917, 1949, 1959, 1972, 1993, 2003, 2048, 2053, 2056, 2057, 2062, 2068 and 2075; House Resolutions Nos. 104 and 151; and House Joint Resolutions Nos. 511 and 667; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 628, 902, 1222, 1244, 1327, 1335, 1523, 1545, 1654, 1694, 1789, 1822, 1871, 1917, 1949, 1959, 1972, 1993, 2003, 2048, 2053, 2056, 2057, 2062, 2068 and 2075; House Joint Resolutions Nos. 511 and 667; and House Resolutions Nos. 104 and 151.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

239--To provide for alternative schools, certain students;

649--To increase and designate use, criminal litigation tax;

864--To make certain provisions, disabled persons;

1322--To make certain provisions, Board of Claims; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1507--To exempt food purchased with coupons from sales tax;

1573--To expand services, center for industrial services;

1687--To increase compensation, certain members, safety;

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1838--To make certain provisions, psychiatric facilities; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

607--Relative to providing education credit gifted and talented programs; amended, and concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1181--To increase compensation, county officers and court clerks;

1881--To amend Section 67-6-102, Code; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1385--"General Appropriations Bill"; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

620--To enact School Nutrition Standards Act;

1852--To regulate practice of barbering;

1870--To enact Agricultural Production Input Law;

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1875--To amend Titles 9 and 67, Code;

1904--To provide for transferability, irrevocable trust funds; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 1686, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 628, 902, 1222, 1244, 1327, 1335, 1523, 1545, 1654, 1694, 1789, 1822, 1871, 1917, 1949, 1959, 1972, 1993, 2003, 2048, 2053, 2056, 2057, 2062, 2068 and 2075; also, House Joint Resolutions Nos. 511 and 667; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 628, 902, 1222, 1244, 1327, 1335, 1523, 1545, 1654, 1694, 1789, 1822, 1871, 1917, 1949, 1959, 1972, 1993, 2003, 2048, 2053, 2056, 2057, 2062, 2068 and 2075; and House Joint Resolutions Nos. 511 and 667; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 820, 1011, 1192, 1200, 1205, 1246, 1251, 1255, 1258, 1266, 1435, 1444, 1445, 1481, 1488, 1560, 1588, 1600, 1623, 1661, 1668, 1670, 1678, 1682, 1686, 1693, 1707, 1731, 1743, 1744, 1762, 1769, 1797, 1799, 1802, 1819, 1829, 1868, 1898, 1903, 1912, 1914, 1945, 1985, 1992, 2013, 2016, 2018, 2019, 2024, 2029, 2030, 2031, 2032, 2034, 2042, 2050, 2049, 2051, 2054, 2055, 2058, 2060, 2061, 2064 and 2072;

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House Joint Resolutions Nos. 486, 510, 560, 562, 567, 584, 594, 595, 600, 601, 605, 608, 609, 612, 613, 614, 615, 616, 617, 626, 627, 628, 629, 630, 631, 632, 635, 636, 637, 639, 640, 642, 645, 646, 647, 648, 650, 651, 654, 655, 656, 657, 659, 661, 664, 665, 666, 671, 673, 674, 675, 677, 684, 696, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713 and 726 with his approval.

WILLIAM H. INMAN,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 1341, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

BILL RECALLED

On motion of Mr. Wolfe, House Bill No. 1341 was called from the Governor's Office.

MESSAGE FROM THE GOVERNOR

TO: Bryant Millsaps
FROM: William H. Inman
Counsel to the Governor
RE: House Bill 1341
DATE: April 16, 1986

Per your request, I am returning House Bill 1341.

On motion of Mr. Wolfe, House Bill No. 1341 was returned to the Senate as requested.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1741--To enact the Career Employee Act;

1787--To provide legal counsel indigent defendants;

1955--To provide cost determination, care of the aged; all substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1803--To make certain provisions, retirement benefits;

1933--To establish program to assist victims and witnesses, crime; both substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1232--To provide services and protection, indigent defendants;

1550--To create alternative programs, persons on probation; both substituted for Senate Bills on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1172--To require proof of financial responsibility, certain traffic offenses.

The Senate lifted the tabling motion; reconsidered passage of the bill, reconsidered adoption of Amendment No. 1, withdrew the amendment, then repassed the bill on third and final consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Crain moved that the rules be suspended for the purpose of introducing House Resolution No. 154 out of order, which motion prevailed.

House Resolution No. 154--Relative to honoring Ross Dyer--By Crain.

On motion, the rules were suspended for the immediate consideration of the resolution.

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On motion of Mr. Crain, the resolution was adopted.

A motion to reconsider was tabled.

BILL RECALLED

Mr. Kent moved that pursuant to House Rule No. 77, House Bill No. 2065 be recalled from the Committee on Judiciary to the House floor, which motion prevailed by the following vote:

Ayes	82
Noes	7

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work and Yelton --82.

Representatives voting no were: Buck, Gill, Harrill, Moody, Stafford, Webb and Mr. Speaker McWherter--7.

Mr. Speaker McWherter placed House Bill No. 2065 at the heel of the Calendar for today.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

BILL RECALLED

Mr. Cobb moved that Rules No. 52 be suspended for the purpose of recalling House Bill No. 1910 from the Committee on Calendar and Rules, to the House floor, which motion prevailed.

Mr. Speaker pro tem Bivens placed House Bill No. 1910 at the heel of today's Calendar.

RULES SUSPENDED

Mr. Brewer moved that rules be suspended for the purpose of considering Senate Bill No. 1629 out of order on the Message Calendar, which motion prevailed by the following vote:

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Ayes 71
Noes 15

Representatives voting aye were: Bell, Bewley, Bragg, Buck, Burnett, Byrd, Clark (Sumner), Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murray, Naifeh, Napier, Patterson, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Wolfe and Work--71.

Representatives voting no were: Bivens, Chiles, Dills, Dixon, Ellis, Gill, Nance, Pruitt, Robinson (Davidson), Shirley, Turner, C. (Shelby), Webb, Wix, Wood, Yelton--15.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1629--To enact the Comprehensive Tax Restructure Act.

The Senate nonconcurred in House Amendments Nos. 1, 2 and 3.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Brewer moved that the House refuse to recede from its action in adopting Amendments Nos. 1, 2, and 3 to Senate Bill No. 1629, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1385--General Appropriation Bill.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1385 by deleting each and every section of House Bill No. 1385 and by substituting instead new Sections 1 through 51, namely:

Sections 1 through 51 of Senate Bill No. 1477 as introduced on January 21, 1986; printed and distributed as Senate Bill No. 1477; and considered to be a part of this amendment.

AND FURTHER AMEND by deleting the following language on the original page 19:

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Item _____. In addition to any other appropriation made in this act, there is hereby appropriated a sum of \$200,000 to the community mental health program for the following purposes:

- | | | |
|---|----|---------|
| 1. Increase to Continuation Program | \$ | 40,075 |
| 2. Expansion of Community Initiative
for Severely Mentally Ill | \$ | 159,925 |

and by substituting instead the following:

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated a sum of \$400,000 to the department of mental health and mental retardation for continuation of community mental health programs:

AND FURTHER AMEND by deleting the following language on the original page 20:

Item _____. In addition to other funds appropriated by this act for the Department of Mental Health and Mental Retardation, there is also appropriated two hundred thousand dollars (\$200,000) for the department to contract with community based mental retardation agencies to provide for an increase not to exceed 10% in continuation of these programs.

and by substituting instead the following:

Item _____. In addition to other funds appropriated by this act for the Department of Mental Health and Mental Retardation, there is also appropriated four hundred thousand dollars (\$400,000) to the department for continuation of community mental retardation programs.

AND FURTHER AMEND by deleting the following language on the original page 38:

ITEM _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of three million dollars (\$3,000,000) to the State Building Commission for the sole purpose of restoration of the State Capitol Building and Grounds subject to the approval of the Department of Finance and Administration.

and by substituting instead the following:

ITEM _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of one million dollars (\$1,000,000) to the State Building Commission for the sole purpose of restoration of the State Capitol Building and Grounds subject to the approval of the Department of Finance and Administration.

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AND FURTHER AMEND by deleting the following language on the original page 40:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of one million nine hundred thousand dollars (\$1,900,000) for the purpose of implementation of Chapter ____ of the Public Acts of 1986 (House Bill 1962/Senate Bill 1907). The appropriation made in this item shall only take effect if House Bill 1962/Senate 1907 becomes law.

and by substituting instead the following:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of two million nine hundred thousand dollars (\$2,900,000) for the purpose of implementation of Chapter ____ of the Public Acts of 1986 (House Bill 1962/Senate Bill 1907). The appropriation made in this item shall only take effect if House Bill 1962/Senate Bill 1907 becomes law.

AND FURTHER AMEND by deleting the following language on the original page 50:

Item _____. In addition to all other capital outlay funds appropriated to or for the state special schools, there is hereby appropriated an additional sum not to exceed six million dollars (\$6,000,000) in capital outlay funds for the School of the Deaf in Knoxville. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by deleting the following language on the original page 54:

Item 13. Of the funds appropriated for capital outlay in Section 1, Title III-24, \$12,000,000 shall be a nonrecurring appropriation.

and by substituting instead the following:

Item 13. Of the funds appropriated for capital outlay in Section 1, Title III-24, \$13,000,000 shall be a nonrecurring appropriation.

AND FURTHER AMEND by adding the following new section to be appropriately numbered:

Section ____.

Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,755,000 for the first year's debt service on the bonds authorized pursuant to House Bill No. 812/Senate Bill No. 833.

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$2,180,750 for the first year's debt service on the bonds authorized pursuant to House Bill No. 1822/Senate Bill No. 1804.

Item 3. There is hereby transferred the sum of \$5,500,000 from the Capital Projects Fund to the General Fund. Such funds shall be transferred from the following projects:

1. Morgan County Regional Correctional Facility Program Renovation \$ 2,500,000
2. Southeastern Tennessee State Regional Correctional Facility Program Renovation \$ 3,000,000

Item 4. It is the legislative intent to recognize a miscellaneous revenue loss of \$2,600,000 from legislation enacted during the 1986 session and that the \$4,400,000 loss or delay of revenue as a result of House Bill No. 1718/Senate Bill No. 1437 shall be recognized as nonrecurring.

AND FURTHER AMEND by deleting the following language from the original page 56:

AND FURTHER AMEND by deleting the words and figures "thirty million dollars (\$30,000,000)" in the original Section 32 and by substituting instead the words and figures "fifty-eight million dollars (\$58,000,000)".

and by substituting instead the following

AND FURTHER AMEND by deleting the words and figures "thirty million dollars (\$30,000,000)" in the original Section 32 and by substituting instead the words and figures "forty million dollars (\$40,000,000)".

AND FURTHER AMEND by adding the following new item to the appropriate section to be appropriately numbered and to read as follows:

Item _____. From the appropriations made in this act, there is hereby earmarked an amount of \$120,000 for the first year cost of carrying out the provisions of Chapter 568, Public Acts of 1986 (Senate Bill 1558/House Bill 1359).

SENATE AMENDMENT NO. 2

SECTION 1.

AMEND by deleting Section 1, Title III-9, item 3.4a which reads:

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a. Educational Television	\$3,011,400.00
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by substituting instead the following:

a. Educational Television	\$3,311,400.00
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and by adjusting all resultant subtotals and totals accordingly.

AND FURTHER AMEND by deleting the words "U.T. Center for Health Sciences" in Section 1, Title III-10, item 3.3a. and substituting instead the words "U.T. Memphis".

AND FURTHER AMEND by adding in Section 1, Title III-21 the words and figures:

1.11 State Board of Regents - Roy S. Nicks	
Chair	30,000.00
1.12 Tennessee Bicentennial Planning Committee	100,000.00

AND FURTHER AMEND by deleting in Section 1, Title III-24 the words and figures:

11. Obion-Forked Deer Basin Authority	900,000.00
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and substituting instead the words and figures:

11. River Basin Authorities	
a. Obion-Forked Deer Basin Authority	650,000.00
b. Chickasaw River Basin Authority	250,000.00

AND FURTHER AMEND by deleting from Section 1. III.1, the following words and amounts:

1. Attorney General and Reporter	
1.1 Attorney General and Reporter	\$4,734,500.00
1.2 Publication of Tennessee Reports	109,500.00
1.3 Special Litigation	100,000.00
Total Attorney General and Reporter	\$4,944,000.00

and substituting in lieu thereof the following new words and amounts and changing the subtotals and totals appropriately:

1. Attorney General and Reporter	
1.1 Attorney General and Reporter	\$4,795,500.00
1.2 Publication of Tennessee Reports	109,500.00
1.3 Special Litigation	100,000.00
Total Attorney General and Reporter	\$5,005,000.00

AND FURTHER AMEND by deleting from Section 1 the following:

4.09 Division of Property Assessments	5,120,600.00
4.10 Tax Rebate Program	7,494,800.00

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and by substituting instead the following:

4.09 Division of Property Assessments	5,262,600.00
4.10 Tax Rebate Program	8,752,800.00

AND FURTHER AMEND by deleting from Section 40 the following: "nine thousand dollars (\$9,000.00)" and by substituting instead: "ten thousand dollars (\$10,000.00)".

This amendment shall take effect only if Senate Bill No. 1260/House Bill No. 1463 becomes law.

AND FURTHER AMEND by deleting Section 1, Title III-21, item 1.5 which reads:

1.5 Tennessee Association of Rescue Squads	65,000.00
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by substituting instead the following:

1.5 Tennessee Association of Rescue Squads	82,500.00
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and by adjusting all subtotals and totals accordingly.

AND FURTHER AMEND by deleting the language in Section 1, Title III, subsection 9.1.1.7 and substituting instead the following:

State Board of Education	\$ 546,500.00
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SECTION 2.

AMEND by adding a new item to Section 2, as follows:

Item _____. Ten million dollars (\$10,000,000.00) is hereby transferred from the capital outlay-sinking fund to the General Fund.

The following amounts shall be bonded:

SETRCF Renovation	\$ 3,000,000.00
Morgan Co. Renovation	2,500,000.00
MTRC Renovation	1,000,000.00
Lake Co. RCF Renovation	1,300,000.00
TN Women's Prison Renovation	1,200,000.00
Spencer Youth Center Renovation	1,000,000.00
	<hr/>
	\$10,000,000.00

SECTION 10.

AMEND by adding a new sentence at the end of Section 10, item 2 to read:

The amount for maintenance of the Governor's mansion shall be increased by \$2,000.00 per month effective January 1, 1987;

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provided, however, that the increase in funds shall revert if not spent for this purpose.

SECTION 11.

AMEND by adding to Section 11 the following new items:

Item _____. From funds appropriated to the Department of Transportation, there is allocated the sum of fifty-five thousand dollars (\$55,000.00) for the sole purpose of installing lights on the "Clarence B. Robinson Bridge".

Item _____. From the funds available to the State Building Commission, there is allocated a sum sufficient to pre-plan a communications building at Middle Tennessee State University.

Item _____. From the funds appropriated to the Tennessee Preparatory School in Section 1, Title III-9 of this act, the Commissioner of Finance and Administration is authorized to establish one additional full-time position.

Item _____. From funds otherwise appropriated by Section 1, Title III.9.3.1, of this act, there is hereby allocated the sum of \$360,000.00 for the purpose of reimbursing teachers for their tuition expenses incurred in taking college courses for credit required to renew their teaching certificate. Such reimbursement shall be subject to guidelines established by the State Board of Education. From such appropriation in Section 1, Title III.9.3.1, there is hereby allocated \$740,000.00 for additional staffing for art, music and physical education teachers employed by local education agencies, under guidelines established by the State Board of Education.

Item _____. From the funds appropriated to the Department of Mental Health and Mental Retardation by the provisions of this act, there is earmarked the sum of \$42,000.00 to provide for a mental health, alcohol and drug abuse coordinator.

Item _____. Out of funds appropriated to the Department of Tourism for advertising, the sum of \$75,000 is hereby earmarked for the sole purpose of advertising in minority publications.

Item _____. Out of funds appropriated to the Department of Conservation, there is hereby allocated the sum of thirty thousand dollars (\$30,000.00) for the salary and benefits for two (2) Custodial Worker I positions and two (2) four-month seasonal positions for Roan Mountain State Park.

Item _____. No amounts in excess of 112.7% of the net payments for Medicaid services, including ICF, for the fiscal year ending June 30, 1986 shall be charged against the appropriation, including appropriation of federal funds and other funds, for fiscal year 1985-86 to Medicaid excluding administration. Such appropriation

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shall include amounts appropriated under the provisions of Chapter 467, Public Acts of 1985, plus the amount accrued (\$68,000,000.00) for Medicaid for budget purposes as of June 30, 1985.

Item _____. With respect to any acquisition in excess of one million dollars (\$1,000,000.00) for a multi-year contract or \$500,000.00 for a one time purchase involving funds appropriated under this act for data processing equipment and services, the proposed specifications for the acquisition shall be reviewed by the Fiscal Review Committee prior to release of the specifications to prospective vendors, and the proposed bid award shall be reviewed by the Fiscal Review Committee prior to final award of the bid. All other data processing acquisitions will follow a process by the Department of General Services as approved by the Board of Standards, which will include a pre-bid conference where funds appropriated by this act exceed \$100,000.00 and on all other data processing equipment and services, where practicable. All proposed data processing procurement awards to other than the lowest bidder and in cases where only one bid has been received will be reported by the Department of General Services to the Fiscal Review Committee prior to award. Nothing in this item shall be construed as prohibiting review by the Fiscal Review Committee of other proposed acquisitions of data processing equipment and/or services. This provision shall not apply to acquisitions by institutions of higher learning.

Item _____. Any amounts held in the credit and refund account, or any other similar account, in the Department of Revenue as of June 30, 1986, which has not been identified as sales tax refunds, less any amounts in previous fiscal years so identified and considered as state revenue, shall be considered state revenue for budget purposes and/or for determining the amount of funds available for obligation and/or expenditures for fiscal year 1985-86.

Item _____. No payments shall be made to providers of health care in any state-developed network unless such network prior to usage has competed with existing provider networks on the basis of a competitive proposal process. Further, no such payments shall be made unless any contract entered into by the state for the development of or assistance in the development of a state network, contained a provision that payments under the contract would be made only if the state-developed network were used.

Item _____. Any funds appropriated to the legislature by the provisions of this act which are unobligated or unexpended on June 30, 1987 shall not revert to the General Fund but shall be carried forward in a reserve to be expended subject to the allocation of such funds by joint action of the Speaker of the Senate and Speaker of the House of Representatives.

Item _____. Out of funds appropriated to the State Board of Education, there is allocated the sum of ninety thousand dollars (\$90,000.00) for the sole purpose of funding, for the 1986-1987

school year, a study of the programs presently offered in Tennessee and other states for gifted and talented students, grades K-12, and a recommendation for designing and implementing future programs in Tennessee. The findings of this study and recommendations of the State Board of Education shall be reported to the Governor and to the Education Committees of both the House and Senate by February 1, 1987.

Item _____. From the funds appropriated to district attorneys general by the provisions of Section 1, Title III-1, there is hereby allocated a sum sufficient to implement the provisions of Senate Bill No. 1583/House Bill No. 1695 relative to non-contributory retirement.

Item _____. Of the monies appropriated to the Department of Transportation, no fund shall be expended for the purpose of extending Vanosdale Road to Kingston Pike in Knox County.

Item _____. Funds received by the state as a consequence of the oil overcharge judgment against the Exxon Corporation are hereby allocated and appropriated for the following energy conservation purposes:

- 1) Fifteen million dollars (\$15,000,000.00) for the low income residential weatherization program administered by the Department of Human Services. Ten million dollars (\$10,000,000.00) shall be expended in the 1986-1987 fiscal year and five million dollars (\$5,000,000.00) shall not revert, but be carried over and be expended in the 1987-1988 fiscal year.
- 2) Six million dollars (\$6,000,000.00) to the Energy Division in the Department of Economic and Community Development for the purpose of developing and implementing a loan program for energy conservation for industrial and commercial small businesses. Prior to implementation, this program shall be submitted to, and approved by, the Finance, Ways and Means committees of the Senate and House of Representatives. Three million dollars (\$3,000,000.00) of these funds shall be expended in the 1986-1987 fiscal year and three million dollars (\$3,000,000.00) shall not revert, but be carried over and expended in the 1987-1988 fiscal year.
- 3) One million dollars (\$1,000,000.00) to the Energy Division in the DEpartment of Economic and Community Development for the purpose of developing and implementing a program of grants to non-profit social service agencies and corporations for energy conservation improvements to real property owned by them. Prior to implementation, this program shall be submitted to, and approved by, the Finance, Ways and Means committees of the Senate and House of Representatives.
- 4) Seven million dollars (\$7,000,000.00) for the institutional conservation program (ICP) administered through the Energy

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Division of the Department of Economic and Community Development.

5) One million dollars (\$1,000,000.00) to the Office of Energy Management in the Department of General Services for the state building energy management revolving loan program.

6) One hundred thousand dollars (\$100,000.00) to the Tennessee Department of Transportation for commuter ridesharing programs.

Item _____. There is hereby earmarked and appropriated sixteen thousand dollars (\$16,000.00) from funds appropriated in this act to the Department of Commerce and Insurance to carry out the provisions of Public Chapter _____ (Senate Bill No 1774/House Bill No. 1778). This is the specific appropriation referred to by the provisions of Senate Bill No. 1774/House Bill No. 1778 which requires a specific appropriation to fund such bill. This appropriation shall not take effect unless Senate Bill No. 1774/House Bill No. 1778 becomes law.

Item _____. For the 1986-87 school year, the funds appropriated in Section 1, Title III-9, item 3.1i shall be distributed on a counselor-pupil ratio of one (1) to five hundred (500) in grades one (1) and two (2) but such counselors may service all elementary grades pursuant to guidelines developed by the State Board of Education.

Item _____. The budget of the Division of Insurance of the Department of Commerce and Insurance is adjusted to allow one Examiner II position in the amount of nineteen thousand two hundred forty-eight dollars (\$19,248.00) and one Secretary position in the amount of ten thousand eight hundred forty-eight dollars (\$10,848.00), and an amount for materials and supplies in the amount of five hundred dollars (\$500.00) for a total of thirty thousand five hundred ninety-six dollars (\$30,596.00), due to the passage of Senate Bill No. 1459. This is subject to Senate Bill No. 1459/House Bill No. 1371 generating sufficient fees to fund these amounts.

Item _____. Out of those funds appropriated to the Department of Conservation for maintenance, the sum of three hundred thousand dollars (\$300,000.00) shall be allocated to the Tennessee Historical Commission for designation by the Commission for maintenance of historic sites and properties.

Item _____. From the wildlife resources fund, there is appropriated a sum not to exceed seven hundred one thousand dollars (\$701,000.00) to the Wildlife Resources Agency for the sole purpose of implementing the provisions of Chapter _____ of the Public Acts of 1986 (Senate Bill No. 1325/House Bill No. 1545).

Item _____. Notwithstanding any provision of this act to the contrary, from the funds appropriated to the Department of Mental Health and Mental Retardation by the provisions of Section 1, Title III-14, Items 2.5, 2.6, 2.7, 2.8, and 2.9, there is hereby earmarked

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the sum of five hundred thousand dollars (\$500,000.00) which shall be utilized exclusively for developing and improving the level and range of community based services for the mentally retarded, the mentally ill, and the developmentally disabled.

Item _____. To achieve a reduction in appropriations of \$16,000,000.00, the Commissioner of Finance and Administration is directed to reduce appropriations in the General Fund across-the-board.

Item _____. There is hereby allocated one hundred thousand dollars (\$100,000.00) out of appropriations available to the Department of Correction solely for the purpose of a job readiness and placement services program at the Tennessee Prison for Women.

Item _____. There is hereby allocated an additional fifty thousand dollars (\$50,000.00) out of funds available to the Department of Health and Environment to support two positions and related expenses to the Department of Health and Environment for the implementation of the provisions of House Bill No. 1799/Senate Bill No. 1872 relating to the navigability of Reelfoot Lake.

Item _____. There is allocated the sum of fifty-one thousand nine hundred dollars (\$51,900.00) from funds of the Department of Conservation for the purpose of creating and funding a position of nursery manager at the east Tennessee nursery. The funds shall be allocated for salary, benefits, travel and transportation.

Item _____. From the appropriations made to the Department of Health and Environment, there is hereby earmarked an amount of \$120,000.00 for the first year cost of carrying out the provisions of Chapter 568, Public Acts of 1986 (Senate Bill No. 1558/House Bill No. 1359).

Item _____. Out of appropriations to the Department of Transportation, there is hereby allocated a sum of \$400,000.00 for design engineering, and corridor studies for State Highway 11 (U.S. 41) from the northern city limits of Ridgely to the southern city limits of Springfield.

SECTION 12.

AMEND by adding to Section 12 the following items:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million three hundred eight thousand dollars (\$1,308,000.00) to Dyersburg State Community College for the purpose of renovation of the sports and instructional space in the gymnasium to provide classrooms for music and other instructional programs.

Item _____. In addition to all other funds appropriated to the Tennessee Historical Commission, there is hereby appropriated the

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additional sum of one thousand five hundred dollars (\$1,500.00) for the purpose of making a grant in that amount to the John Sevier Memorial Association.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000.00) to the Department of Education to award a grant-in-aid in such amount to the Chattanooga Afro-American Heritage Museum and Research Center. It is the intention of the General Assembly that such appropriation be a one-time, nonrecurring appropriation.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of thirty-seven thousand dollars (\$37,000.00), twelve thousand five hundred dollars (\$12,500.00) of which is appropriated out of the General Fund and the remainder out of the wildlife resources fund, to the Wildlife Resources Agency for land acquisition adjacent to the Reelfoot Lake Spillway.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of sixty thousand dollars (\$60,000.00) out of the General Fund to the Wildlife Resources Agency for land acquisition and appropriate draining work in the area of Reelfoot Lake known as the washout area.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of sixty-three thousand, seven hundred fifty dollars (\$63,750.00), of which twenty-one thousand two hundred fifty dollars (\$21,250.00) is appropriated out of the General Fund and the remainder is appropriated out of the Wildlife Resources Boating Fund, to the Wildlife Resources Agency allotment code 328.02 for land acquisition and construction of access areas at Reelfoot Lake.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of four hundred eighty-four thousand dollars (\$484,000.090) out of the General Fund to the Wildlife Resources Agency for the continuation of the buffer zone acquisition project at Reelfoot Lake.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of twenty thousand dollars (\$20,000.00), of which five thousand dollars (\$5,000.00) is appropriated out of the General Fund and the remainder out of the Wildlife Resources Fund, for the continuation of the drawdown project at Reelfoot Lake.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of twenty thousand dollars (\$20,000.00), two thousand dollars (\$2,000.00) of which is out of the General Fund and the remainder out of the

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Wildlife Resources Fund, for the upgrading of a personnel position and the purchase of equipment for that position at Reelfoot Lake.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of one hundred fifty thousand dollars (\$150,000.00) out of the General Fund to the Wildlife Resources Agency for payment to the U.S. Geological Survey for conducting a water management survey of Reelfoot Lake.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of thirty-one thousand dollars (\$31,000.00) to the Department of Public Health and Environment for conducting a water monitoring program at Reelfoot Lake, including aerial monitoring contracted through the Environmental Protection Agency.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of fifty-one thousand five hundred dollars (\$51,500.00) out of the General Fund to the University of Tennessee at Martin for the Reelfoot Lake teaching and research facility.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of one hundred seventy-five thousand dollars (\$175,000.00) out of the General Fund to the Forked Deer Obion River Basin Authority for the construction of a dam in basin no. 5 located at the gravel pit near Samburg and for reimbursement to the Wildlife Resources Agency for the acquisition of the necessary land. Any funds remaining upon completion of the project shall be used for the construction of dam no. 3 in basin no. 2. Provided, further, if any of these funds are not obligated or expended on June 30, 1987, then the balance of the unspent funds shall not revert to the General Fund but shall be reappropriated and transferred to the Wildlife Resources Agency to be applied to Reelfoot Lake buffer zone acquisition and shall remain available until expended for such purpose.

Item _____. In addition to any other funds appropriated by the provisions of this act there is hereby appropriated the sum of sixty thousand dollars (\$60,000.00) out of the General Fund to the Department of Conservation to provide for an archaeological survey of Reelfoot Lake in conjunction with the drawdown project of said lake by the Wildlife Resources Agency. In the event such drawdown is not initiated during fiscal year 1986-87, the funds appropriated within this item shall revert to the General Fund.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of three hundred ninety-two thousand dollars (\$392,000.00) out of the General Fund to the Department of Transportation for maintenance, protection, repairs, and improvement of the spillway dam located beneath Bridge Sequence No. 48SR0210003 on State Route 21 in Lake County.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-five thousand dollars (\$65,000.00) to the Department of Education for the sole purpose of funding, for the 1986-1987 school year, the Parenting/Learning Center at Rule High School, Knoxville, Tennessee as a model educational program for responsible decision making, teen pregnancy prevention, parenting skills development, child care training, and day care support services for student parents. Such funds may be expended by the Parenting/Learning Center for salaries, equipment, maintenance, supplies, operational expenses, and information and consultative assistance to other local education agencies which may desire to emulate, in whole or in part, the model program.

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated an amount of \$2,900,000.00 to carry out the provisions of Senate Bill No. 1536/House Bill No. 1727 (Public Chapter No. ____). This appropriation shall be effective only if Senate Bill No. 1536/House Bill No. 1727 is enacted into law.

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated a sum of three hundred seventy-five thousand dollars (\$375,000.00) to the Community Mental Health Program for an increase in the continuation program.

Item _____. In addition to all other funds appropriated to the Department of Economic and Community Development, there is hereby appropriated the sum of fifty thousand dollars (\$50,000.00) to be used solely to provide grants of ten thousand dollars (\$10,000.00) each to the counties of Lawrence, Lewis, Hickman, Giles, and Dickson in order to conduct studies on the impact of the Saturn plant on these counties.

Item _____. In addition to all other funds appropriated to the Wildlife Resources Agency, there is hereby appropriated a sum not to exceed twenty thousand dollars (\$20,000.00) to enable the agency to purchase equipment to monitor water pollution.

Item _____. In addition to other funds appropriated by this act for the Department of Mental Health and Mental Retardation there is also appropriated four hundred thousand dollars (\$400,000.00) for the Department to contract with community based mental retardation agencies to provide for a percentage increase in continuation of these programs.

Item _____. In addition to other funds appropriated by this act for the Department of Mental Health and Mental Retardation, there is also appropriated four hundred thousand dollars (\$400,000.00) for the Department to contract with community based mental retardation agencies.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of the one hundred ninety-nine thousand eight hundred dollars (\$199,800.00) to the University of Tennessee Institute for Public Service, Center for Industrial Services, for the purpose of providing technical assistance services, programs and information to assist small manufacturers and small businesses with hazardous waste disposal. This funds Senate Bill No. 1415/House Bill No. 1573 if enacted.

Item _____. In addition to the appropriation made to the State Library and Archives in Section 1, Title III-1, Item 3.4 of this act, there is hereby appropriated the sum of one hundred twenty thousand dollars (\$120,000.00) to the Library Service for the Hearing Impaired for the purpose of continuing the educational services provided for deaf and hearing impaired Tennesseans. These services include specialized telephone equipment and television decoders, comprehensive media resources and library facilities, a toll-free number for current news and events, public awareness activities and referral services.

Item _____. In addition to any other funds appropriated by the provisions of this act for the Department of Tourism, there is appropriated the sum of forty-one thousand five hundred (\$41,500.00) for the completion of Phase II of the Etowah Rail Excursion in cooperation with the Departments of Economic and Community Development, Transportation and the Seaboard Railroad.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000.00) to the Department of Education for the sole purpose of making a grant to Historic Nashville, Inc. to enable such organization to conduct statewide educational programs on historic preservation, heritage and archaeology.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the following amounts to fund the following medical programs at Meharry Medical College:

(1) Sickle Cell Anemia	\$43,100.00
(2) Genetics	16,360.00
(3) Graduate Training in Dentistry	12,000.00
(4) Psychiatric Residency	6,000.00

Item _____. In addition to any other funds allocated and/or appropriated by the provisions of this act, there is hereby allocated and /or appropriated the sum of thirty-five thousand dollars (\$35,000.00) from federal block grant funds available to the Department of Health and Environment to provide additional funding for the Children and Youth Program at Meharry Medical College.

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Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000.00) to the Department of Human Services for the sole purpose of contracting in an amount of twenty thousand (\$20,000.00) each with the following entities in the following cities to provide services for the hearing impaired:

- (1) Johnson City - Regional Center for the Hearing Impaired,
- (2) Knoxville - Area Communications Center for the Deaf,
- (3) Nashville - League for the Hearing Impaired,
- (4) Chattanooga - Services for the Deaf, and
- (5) Memphis - Interpreting Service for the Deaf - YMCA.

Item _____. In addition to any other funds already appropriated to the Department of Conservation, Tennessee Historical Commission by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000.00) for Rocky Mount Historical Association. These funds are for operational expenses on a continuing basis.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand (\$60,000.00) in sums of fifteen thousand dollars (\$15,000.00) each for the Elk River Development Agency, the Beech River Watershed Development Authority, the Sequatchie Valley Planning and Development Agency, and the Upper Duck River Agency.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Judicial Department the sum of one hundred and fifty-six thousand dollars (\$156,000.00) for the purpose of obtaining word processing equipment for the judges of the Tennessee Supreme Court, the Court of Appeals, and the Court of Criminal Appeals.

Item _____. In addition to all other funds appropriated to the Tennessee Commission on Aging, there is hereby appropriated a sum sufficient, but not to exceed one hundred fifty thousand dollars (\$150,000.00) solely for the purpose of maintaining the current level of funding in the home delivered meals program in the event of, and to the extent of any federal funding reductions for such program. In the event of such reductions, the Director of the Tennessee Commission on Aging shall certify the amount of the reduction to the Commissioner of Finance and Administration and such amount shall be paid over from this appropriation. This appropriation is subject to the approval of the Commissioner of Finance and Administration.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two million one hundred eighty thousand seven hundred fifty dollars (\$2,180,750.00) for the first year's debt service on the bonds authorized by the provisions of House Bill No. 1822/Senate Bill No. 1804. The appropriation made in this item shall only take effect if House Bill No. 1822/Senate Bill No. 1804 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-six thousand three hundred fourteen dollars (\$66,314.00) to the Office of Legal Services to implement the classification-compensation plan adopted by the Joint Legislative Services Committee.

Item _____. In addition to funds appropriated elsewhere in this act, there is hereby appropriated four hundred seventyone thousand seven hundred eighty-nine dollars (\$471,789.00) for the purpose of implementing the provisions of Senate Bill No. 1584/House Bill No. 1694 relative to the compensation of certain assistant district attorneys general. The appropriation made in this item shall not take effect unless Senate Bill No. 1584/House Bill No. 1694 becomes law.

Item _____. There is hereby appropriated to the State Board of Education the amount of \$200,000.00 in addition to any other amount appropriated in Section 1, Title III of this act.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to the Department of Transportation for the sole purpose of erecting signs on Interstate 40 and Highway 45 Bypass containing the information "Southwest Tennessee Tourist Information Center, Casey Jones Village, Tourist Information Radio Dial A.M. 530" at the following locations in the following dimensions:

- | | |
|---|----------------|
| (1) I-40 Eastbound just West of Exit 79 | 12' x 15' size |
| (2) I-40 Westbound just east of Exit 82 | 12' x 15' size |
| (3) Highway 45 Bypass Southbound just North of I-40 | 9' x 12' size |
| (4) Highway 45 Bypass Northbound just South of Old Hickory Boulevard. | 9' x 12' size |

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to increase the total appropriation to the Obion-Forked Deer Basin Authority to one million, six hundred fifty dollars (\$1,650,000.00).

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred fifty thousand dollars (\$150,000.00) to the Dyer County Drainage and Levee Board.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,00.00) to the Department of Human Services to implement the provisions of House Bill No. 864 (Senate Bill No. 329) concerning services for disabled adults. The appropriation made in this item is subject to House Bill No. 864 (Senate Bill No. 329) becoming law.

Item _____. The sum of six hundred and sixty-seven thousand, seven hundred and fifty dollars (\$667,750.00) for the Act of Agricultural Financial and Family Counseling to be implemented by the University of Tennessee Agricultural Extension Service.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five hundred seventy-two thousand dollars (\$572,000.00) for the first year's debt service on the bonds authorized by the provisions of House Bill No. 1949/Senate Bill No. 1944. The appropriation made in this item shall not take effect unless House Bill No. 1949/Senate Bill No. 1944 becomes law.

Item _____. In addition to all other appropriations to the Tennessee Children's Services Commission, the sum of \$20,000.00, for the reimbursement account for assisting counties in providing alternatives to placing children in adult jails.

Item _____. In addition to any other funds appropriated to the Department of Labor for such purpose, there is hereby appropriated the sum of seventy-five thousand dollars (\$75,000.00) for the Center for Labor-Management Relations.

Item _____. In addition to all other funds allocated for use to the Tennessee Arts Commission, there is hereby allocated the sum of fifty thousand dollars (\$50,000.00). These funds are for operational expenses on a continuing basis.

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated an amount of \$18,000 to the Department of Conservation for the sole purpose of providing caretaker services to the Cordell Hull birthplace in Byrdstown, Tennessee.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two million three hundred thirty-five thousand dollars (\$2,335,000.00) to the Memphis Brooks Museum of Arts Foundation for the purpose of acquiring, constructing, providing, and equipping an education complex, auditorium, orientation theatre, library, volunteer and docent center, restaurant, expanded gift shop and augmented staff operations and storage facilities.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred

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thousand dollars (\$200,000.00) to the Tennessee Arts Commission to be allocated as follows:

(1) One hundred thousand dollars (\$100,000.00) to the Memphis Arts Council for the purpose of providing ticket subsidies for students in West Tennessee to attend performances by West Tennessee and Memphis-based arts organizations; and

(2) One hundred thousand dollars (\$100,000.00) to the Knoxville Arts Council for ticket subsidies for students in East Tennessee to attend performances by East Tennessee and Knoxville-based arts organizations.

Item _____. In addition to any other funds appropriated \$20,000.00 shall be made available to the Tennessee Children's Service Commission, which shall be made available for two counties, Shelby and Hamblen, to implement a court-appointed advocate (CASA) program if the juvenile court judges in those counties agree.

Item _____. In addition to funds appropriated pursuant to Section 1, Title III-17 of this act, there is hereby appropriated to the Department of Human Services an additional two hundred sixty-nine thousand, two hundred dollars (\$269,200.00) in order to provide twelve (12) additional positions and other expenses to carry out the provisions of Senate Bill No. 1861/House Bill No. 1879. The Commissioner of Finance and Administration is authorized to transfer other funds appropriated for case management activities to the Department of Human Services.

The above additional and transferred appropriations are subject to the approval of the Commissioner of Finance and Administration and the passage of Senate Bill No. 1861/House Bill No. 1879.

Item _____. In addition to funds appropriated pursuant to Section 1, Title III-14 of this act, there is hereby appropriated to the Department of Mental Health and Mental Retardation an additional one million nine hundred fifty-six thousand, seven hundred dollars (\$1,956,700.00) and authorized 76 full-time and 8 part-time positions and other expenses to carry out the provisions of Senate Bill No. 1829/House Bill No. 1837. The source of such additional appropriations shall be as follows:

1. The Commissioner of Finance and Administration is authorized to transfer nine hundred twenty-six thousand, seven hundred dollars (\$926,700.00) from the capital outlay budget allocated pursuant to Section 3, Item 2 of Public Chapter No. 4 in order to carry out the provisions of this item.

2. One million, thirty thousand dollars (\$1,030,000.00) shall be in the form of additional appropriations.

In addition to the departmental revenues and federal aid funds appropriated to Section 4, Title III-15 of this act, there is hereby

appropriated an additional seven hundred seventeen thousand, three hundred dollars (\$717,300.00) in revenue to carry out the provisions of Senate Bill No. 1829/House Bill No. 1837.

The transfer of appropriations and the additional appropriations and revenue shall be subject to the approval of the Commissioner of Finance and Administration and the passage of Senate Bill No. 1829/House Bill No. 1837.

Item _____. In addition to the amounts appropriated in Section 1, Title III-24, there is hereby appropriated one hundred thousand dollars (\$100,000.00) to the State Building Commission for contingency projects as considered necessary by the Commission to effectuate its purposes.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$102,000.00 to the Board of Regents for the funding of the provisions of Senate Bill No. 1273/House Bill No. 1297, Chapter _____, Public Acts of 1986, if such bill becomes a law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Safety a sum sufficient not to exceed one million, four hundred thousand dollars (\$1,400,000.00) for the sole purpose of implementing the provisions of Chapter _____ of the Public Acts of 1986. (Senate Bill No. 1500/House Bill No. 1687). The appropriation made in this item shall only take effect if Senate Bill No. 1500/House Bill No. 1687 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of State the sum of one hundred and nineteen thousand dollars (\$119,000.00) for the purpose of assisting in the implementation of the provisions of House Bill No. 1154/Senate Bill No. 1218. These funds shall be allocated \$46,000.00 for the funding of 3 additional positions and \$73,000.00 to other expenditures. The appropriation made in this item shall only take effect if House Bill No. 1154/Senate Bill No. 1218 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000.00) to the West Tennessee Agricultural Museum at Milan for the sole purpose of equipping and furnishing such museum.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of one million dollars (\$1,000,000.00) to the State Building Commission for the sole purpose of restoration of the State Capitol building and grounds subject to the approval of the Department of Finance and Administration.

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Item _____. In addition to any other appropriation made in this act, there is hereby appropriated to the Department of Conservation the sum of one million dollars (\$1,000,000.00) for the purpose of funding a program of reclamation of land and water resources which have been adversely affected by past coal mining practices, as authorized by Tennessee Code Annotated, Section 59-8-324. Any unexpended or unencumbered balance of funds provided by this appropriation which remains at the end of any fiscal year shall not revert to the General Fund but shall be carried forward until expended.

Item _____. In addition to funds appropriated elsewhere in this act, there is hereby appropriated two hundred ninety-two thousand dollars (\$292,000.00) to implement the provisions of Senate Bill No. 1623/House Bill No. 1707 relative to the creation of criminal investigator positions in certain judicial districts. The appropriation made in this item shall not take effect unless Senate Bill No. 1623/House Bill No. 1707 becomes law.

Item _____. In addition to funds appropriated elsewhere in this act, there is hereby appropriated twenty-eight thousand eight hundred dollars (\$28,800.00) to implement the provisions of Chapter 515 of the Public Acts of 1986, relative to the compensation of certain assistant district attorneys general.

Item _____. (a) In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000.00) to the General Assembly for disbursement to the Council of State Governments for the sole purpose of defraying expenses of the Conference on Children and Youth sponsored by the Southern Legislative Conference to be held in November, 1986, in Nashville. The funds appropriated by the provisions of this subsection shall be subject to audit by the Comptroller of the Treasury.

(b) In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of \$50,000.00 to the General Assembly to defray the expenses of the National Conference of State Legislatures to be held in Nashville in 1990. The appropriation made in this subsection shall not revert to the General Fund on June 30, 1987 but shall be carried forward in a reserve for such purpose.

Item _____. In addition to all other appropriations, there is hereby appropriated the sum of seven hundred thousand dollars (\$700,000.00) for expansion of the livestock pavilion at the University of Tennessee at Martin.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Tennessee Department of Agriculture the sum of one hundred fifty thousand dollars (\$150,000.00) for the purpose of providing one microbiologist position and laboratory supplies, equipment, field testing

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and other expenses for implementation of a new pseudorabies testing program. Out of the sum \$30,000.00 shall be allocated to the Division of Animal Industries for the purpose of diagnosis, investigation, and control of pseudorabies and other diagnostic supplies.

Item _____. In addition to the departmental revenues appropriated to the Treasury Department pursuant to Section 4, Title III-1, Item 5.1, there is hereby appropriated an additional sixty thousand dollars (\$60,000.00) in departmental revenue for the purpose of administering Chapter 555 of the Public Acts of 1986 and the authorization of one (1) additional position.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000.00) to the Tennessee Historical Commission for the use of the John Sevier Home Association for paving, restoration and maintenance at the John Sevier House.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million dollars (\$1,000,000.00) to the Dulin Gallery of Art in Knoxville, subject to an equal amount in local non-state funds being raised and so certified to the Commissioner of Finance and Administration.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000.00) to the Department of Education for the sole purpose of making a grant to the Student's Museum in Knoxville for the purpose of providing regional science education to serve students K-12 in a sixteen (16) county region.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated an additional amount to the Beck Cultural Center in Knoxville, Tennessee so that the total amount of funds appropriated to such center is seventy-six thousand dollars (\$76,000.00).

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ten thousand dollars (\$10,000.00) to the Tennessee Historical Commission to be allocated for the use of the John Sevier Home Association to move a log cabin and for the care and maintenance of the John Sevier House.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000.00) to the Tennessee Foreign Language Institute. The appropriation made by the provisions of this item shall not take effect unless Senate Bill No. 1713/House Bill No. 1481 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of five hundred thousand dollars (\$500,000.00) to the State Treasurer for the sole purpose of providing state matching funds on a dollar-for-dollar basis for all private contributions made to the Tennessee Foreign Language Institute Endowment Fund during fiscal year 1986-1987. The appropriation made by the provisions of this item shall not take effect unless Senate Bill No. 1713/House Bill No. 1481 becomes law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twelve thousand dollars (\$12,000.00) to the Tennessee Association of Rescue Squads for equipment purchases. It is the intention of the General Assembly that such appropriation to be a one-time, nonrecurring appropriation.

Item _____. In addition to any other funds appropriated \$30,000.00 shall be made available to the Tennessee Children's Service Commission, which shall be for continuation of court-appointed special advocate (CASA) programs.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Conservation the sum of one hundred thousand dollars (\$100,000.00) for the Division of Parks and Recreation, to be used for investigation and reconstruction of various archaeological sites.

Item _____. There is hereby appropriated the sum of five hundred thousand dollars (\$500,000.00) to the City of Johnson City to be used for the purchase of a parcel of land on Boone Lake in Washington County, which is the balance of the Arney Farm not presently owned by any governmental entity.

Item _____. There is appropriated to the Public Service Commission from revenues derived from the increase in utility and railroad inspection fees the amount of \$1,300,300.00 for the purpose of funding the proposed expansion budget including the creation of fifty (50) staff positions of which thirty (30) will be motor carrier safety enforcement officers. This appropriation is subject to Senate Bill No. 1961/House bill No. 1951 becoming a law.

Item _____. In addition to all other funds appropriated to the Department of State, there is hereby appropriated the sum of seven hundred thousand dollars (\$700,000.00) for the purpose of implementing the provisions of Senate Bill No. 1290/House Bill No. 1486, if such bill becomes a law.

Item _____. In addition to all other appropriations to the Tennessee Commission on Aging, there is hereby appropriated the sum of four hundred thousand dollars (\$400,000.00) for the purpose of implementing the provisions of Senate Bill No. 1735/House Bill No. 1723, if such bill becomes a law.

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Item _____. In addition to such amounts currently under contract by the Tennessee Department of Health and Environment with the Johnson City Medical Center Hospital, Inc., for high risk maternal and infant services, there is hereby appropriated an additional seventy-thousand dollars (\$70,000.00) for the 1986-87 fiscal year. The contract amount presently available and the aforesaid seventy thousand dollars (\$70,000.00) of additional appropriations are to be considered Johnson City Medical Center Hospital, Inc.'s total funding for the perinatal program for the 1986-87 fiscal year.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000.00) to the Department of Education for the sole purpose of purchasing manuals and equipment to provide cardiopulmonary resuscitation training to students in the tenth grade. Such training shall be in accordance with the standards adopted by the American Heart Association or the American Red Cross.

Item _____. In addition to the funds appropriated by Section 1, Title II-2 there is hereby appropriated the sum of one hundred sixty-nine thousand dollars (\$169,000.00) to fund the Public Defender Pilot Project under Public Chapter _____ (Senate Bill No. 1588/House Bill No. 1232).

Item _____. There is appropriated the additional sum of \$110,800.00 for employment of six (6) additional laboratory personnel, in addition to all funds appropriated under Section 1, Title III-19.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ten thousand dollars (\$10,000.00) to the Knoxville Opera Company in Knoxville.

Item _____. In addition to other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of thirty-nine thousand, nine hundred dollars (\$39,900.00) for the sole purpose of implementing the provisions of Senate Bill No. 1838/House Bill No. 1769. The appropriation contained in this item shall have no effect unless Senate Bill No. 1838/House Bill No. 1769 becomes law.

Item _____. In addition to any other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of ten thousand eight hundred dollars (\$10,800.00) for the sole purpose of implementing the provisions of Senate Bill No. 879/House Bill No. 948. The appropriation contained in this item shall have no effect unless Senate Bill No. 879/House Bill No. 948 becomes law.

Item _____. In addition to any other funds appropriated by this act, there is hereby appropriated to the Department of Commerce and Insurance the sum of two thousand, four hundred dollars (\$2,400.00)

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for the sole purpose of implementing the provisions of Senate Bill No. 1281/House Bill No. 1622. The appropriation contained in this item shall have no effect unless Senate Bill No. 1281/House Bill No. 1622 becomes law.

Item _____. The Tennessee Bureau of Investigation may serve as subgrantee for the Tennessee Sheriff's Association, Inc. for the purpose of receiving funds from local governments to match federal funds for the purchase of automation equipment for all of the Sheriff's offices provided that such local funds must be received by the Tennessee Bureau of Investigation prior to the purchase of such equipment.

Item _____. In addition to any other funds appropriated in this act, there is hereby appropriated eighty thousand dollars (\$80,000.00) to the Tennessee Advisory Commission on Intergovernmental Relations for the purpose of conducting a study on the effects of economic development on Tennessee local governments, especially changes in demands for governmental services and the need for improving or expanding infrastructure arising from major industrial or commercial investment and development, such as occasioned by the decision by the Saturn Corporation to located in Tennessee. The commission may cooperate with other state agencies in conducting the study and may contract with the Institute for Public Service of The University of Tennessee for assistance in the study.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred sixteen thousand dollars (\$316,000.00) to the Tennessee Department of Health and Environment to provide for the regulation of radioactive materials as required by passage of Senate Bill No. 1466/House Bill No. 1376 (Public Chapter 569).

Item _____. There is hereby appropriated the sum of two hundred thousand dollars (\$200,000.00) to the Houston-Stewart County Industrial Board for the purpose of financing the construction of a speculative building. This appropriation is subject to the raising of a matching one hundred thousand dollars (\$100,000.00) in non-state funds by the Houston-Stewart County Industrial Board.

Item _____. In addition to funds otherwise appropriated by this act, there is appropriated one hundred thousand dollars (\$100,000.00) for the improvement of existing staff services for the General Assembly.

Item _____. In addition to funds otherwise appropriated by this act, there is appropriated two hundred fifty thousand dollars (\$250,000.00) for the addition of new staff services for the General Assembly, and to fund Chapter _____ of the Public Acts of 1986 (House Bill No. 1579/Senate Bill No. 1734) and Chapter _____ of the Public Acts of 1986 (House Bill No. 1469/Senate Bill No. 1771).

Item _____. Notwithstanding any other provision of law to the contrary and in addition to any other appropriation provided herein, there is hereby appropriated to the Department of Revenue the amount of six hundred thousand dollars (\$600,000.00) for the purpose of administering provisions of Senate Bill No. 1437 (House Bill No. 1718), if such bill becomes a law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,000,000 to be allocated for Chairs of Excellence as follows:

(1) \$1,500,000.00 to the University of Tennessee System;
and

(2) \$1,500,000.00 to the State University and Community College System.

The appropriation made in this item shall be appropriated from the General Fund balance at June 30, 1986.

Item _____. In addition to all other appropriations to the Department of Education, there is hereby appropriated the sum of three hundred thousand dollars (\$300,000.00) for expenditures in the elementary guidance counselor program. These funds shall be expended pursuant to guidelines developed by the State Board of Education.

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated an amount of sixty thousand dollars (\$60,000.00) to the Department of General Services for the purpose of upgrading the function(s) of purchasing data processing and communication equipment.

The Department of General Services shall report to the Fiscal Review Committee if award of contract(s) for data processing and/or communication equipment is not made within the time frames shown below. For purposes of this item, the time shall begin with the date the Information System Council approves the need for such equipment.

Estimated purchase cost more than one million dollars (\$1,000,000.00) -- for (4) months.

Estimated purchase cost equal to or more than five hundred thousand dollars (\$500,000.00) but less than one million dollars (\$1,000,000.00) -- three (3) months.

Estimated purchase cost less than five hundred thousand dollars (\$500,000.00) -- two (2) months.

Item _____. In addition to any other appropriation made in this act, there is hereby appropriated an amount of one hundred twenty-five thousand and four hundred four dollars (\$125,404.00) for the purpose of carrying out the provisions of Senate Bill No. 1670/House

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Bill No. 1848. This appropriation shall be effective only if Senate Bill No. 1670/House Bill No. 1848 is enacted into law.

Item _____. In addition to all other funds appropriated to the Department of Finance and Administration, there is hereby appropriated the sum of one million dollars (\$1,000,000.00) in matching funds on a one-to-one ratio for the purpose of renovation of the Paramount Center in Bristol.

Item _____. There is hereby appropriated two million four hundred thousand dollars (\$2,400,000.00) to the reserve fund for voting machines to provide a loan in an amount of up to two million four hundred thousand dollars (\$2,400,000.00) to Davidson County for the purchase of voting machines.

Item _____. In addition to funds appropriated elsewhere in this act, there is hereby appropriated sixty-eight thousand eight hundred and fifty dollars (\$68,850.00) for the purpose of continuing the child sexual abuse prosecution unit created by the provisions of Tennessee Code Annotated, Section 8-7-109.

Item _____. In addition to all other funds appropriated to the Department of Health and Environment, there is hereby appropriated the sum of two hundred forty-four thousand dollars (\$244,000.00) to implement Senate Bill No. 1877/House Bill No. 1955 at the level of two hundred nineteen thousand dollars (\$219,000.00) for the cost of one hundred twenty (120) beds and twenty-five thousand dollars (\$25,000.00) for related administrative costs. The appropriation is subject to Senate Bill No. 1877/House Bill No. 1955 becoming a law.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Education the sum of ten thousand dollars (\$10,000.00) for the sole purpose of funding an education grant-in-aid in such amount to the Children's Museum of Oak Ridge.

Item _____. There is hereby appropriated to the Holocaust Commission the sum of \$15,000.00 for the purpose of furthering education and public awareness, unless such commission is otherwise funded by this act. It is the legislative intent that the commission receive total state funding of a maximum of fifteen thousand dollars (\$15,000.00).

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Memphis Zoo and Aquarium the sum of \$100,000.00 and to the Knoxville Zoological Park the sum of \$100,000.00 for the purpose of education.

Item _____. In addition to all other appropriations, there is hereby appropriated a sum sufficient not to exceed one hundred thousand dollars (\$100,000.00) to implement the provisions of Senate Bill No. 1830/House Bill No. 1838, if such bill becomes a law.

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Item _____. In addition to any other funds appropriated there is hereby appropriated the sum of \$200,000.00 to Wilson County for the purchase of property to develop an industrial park.

Item _____. In addition to any other funds appropriated there is hereby appropriated the sum of \$95,000.00 to the Tennessee Commission on Aging for the purpose of making a grant for construction of a 2500 square foot addition to the Senior Citizens Center in Gallatin, Tennessee.

Item _____. In addition to all other funds appropriated to the Department of Economic and Community Development, there is hereby appropriated the sum of fifty-two thousand dollars (\$52,000.00) for the purpose of making a grant to the Nashville Minority Business Development Center for an existing management and technical assistance program.

Item _____. By adding two hundred thousand dollars (\$200,000.00) to the Department of Economic and Community Development for the purpose of funding a grant to the City of South Pittsburg for building and land for an industrial park.

Item _____. Subject to the enactment of Public Chapter _____ (Senate Bill No. 692/House Bill No. 649) relative to litigation taxes and Public Chapter _____ (Senate Bill No. 1864/House Bill No. 1787) relative to fees for indigent defendants counsel, there is hereby appropriated in addition to the other funds in Section 1, Title II-2, five hundred thousand dollars \$500,000.00).

Item _____. In addition to all other appropriations made to the Department of Education, there is hereby appropriated the sum of one hundred thousand dollars (\$100,000.00) for the purpose of implementing Senate Bill No. 1954/House Bill No. 1947, if such bill becomes a law.

Item _____. There is hereby appropriated to the Tennessee Historical Society the sum of nine thousand dollars (\$9,000.00) to assist in the expense of publishing the Tennessee Historical Quarterly.

Item _____. In addition to all other funds appropriated to the Tennessee Arts Commission, there is hereby appropriated the sum of twenty-eight thousand dollars (\$28,000.00) to be used to provide a grant to the Tennessee Historical Society to assist in the publication of the Fall, 1987 issue of the Tennessee Historical Quarterly which will contain a special catalogue on "Portraiture in Tennessee".

Item _____. In addition to all other funds appropriated to the Tennessee Historical Commission, there is hereby appropriated the sum of thirty thousand dollars (\$30,000.00) to defray publication costs of Volume III of the Biographical Directory of the Tennessee

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General Assembly, when such volume is complete and ready for publication.

Item _____. In addition to all other funds appropriated to or for the Tennessee Historical Commission, there is hereby appropriated the sum of forty-four thousand three hundred seventy-five dollars (\$44,375.00) to fund one position for planning and preparation for the Tennessee bicentennial.

Item _____. There is hereby appropriated an additional one thousand (\$1,000.00) to the Department of Conservation for the funding of printing a brochure for the Nathan Bedford Forrest State Park.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand seven hundred dollars (\$30,700.00) to the Department of Conservation for the purpose of providing salary and benefits for the Nathan Bedford Forrest State Park.

Item _____. There is hereby appropriated an additional sixty thousand (\$60,000.00) to the Department of Conservation for the construction of a swimming pool at Indian Mountain State Park.

Item _____. In addition to all other funds appropriated to the Department of Conservation, there is hereby appropriated the sum of one hundred and seventeen thousand dollars (\$117,000.00) for the purpose of continuing the Tennessee Main Street Program (TMSP) for the 1986-1987 fiscal year. The money shall be allocated as follows:

Two positions, (salaries and benefits)	\$ 47,600.00
Travel	6,100.00
Professional Service, (technical assistance to communities)	60,300.00
Communications	800.00
Supplies	400.00
Grants-in-Training, (registration fees)	800.00
Unclassified, (renting space for workshops)	<u>1,000.00</u>
TOTAL	\$117,000.00

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred fifty thousand dollars (\$150,000.00) to the Department of

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Conservation for operating costs of vehicles assigned to the Division of Forestry.

Item _____. In addition to all other funds appropriated for the General Assembly, there is hereby appropriated six thousand five hundred dollars (\$6,500.00) to pay for the printing of an additional five hundred (500) copies of the December, 1982 report of the Tennessee Comprehensive Education Study Task Force, the Tennessee Comprehensive Education Study.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum thirty-two thousand one hundred and sixty dollars (\$32,160.00) for the purpose of funding revised volumes of Shepard's Tennessee Citations for the Appellate and Trial Courts.

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-eight thousand dollars (\$78,000.00) for the purpose of funding salary adjustments for law clerks in the judicial branch of state government.

Item _____. To the Upper Duck River Development Agency for the purpose of conducting a complete study of the water quality and quantity of the Duck River and the anticipated needs for water in the high growth area served by this stream, there is appropriated a sum of \$75,000.00 (seventy-five thousand dollars). The findings of this study shall be reported to the Governor, General Assembly, and local governments concerned.

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Health and Environment the sum of forty-eight thousand dollars (\$48,000.00) to provide improvement level funding for the purpose of increasing the number of patients currently receiving services from the Department's hemophilia program.

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Health and Environment the sum of one hundred fifteen thousand dollars (\$115,000.00) to provide improvement level funding for the purpose of increasing the number of patients currently receiving services from the Department's renal disease program.

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Health and Environment the sum of \$218,000.00 for the sole purpose of implementing the provisions of Senate Bill No. 1877/House Bill No. 1955. The appropriation contained within this item shall have no effect unless Senate Bill No. 1877/House Bill No. 1955 becomes law.

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Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Tennessee Children's Services Commission the sum of fifty thousand dollars (\$50,000.00) to be used for the sole purpose of mitigating the effects of any reduction in the level of federal funding for Juvenile Justice and Delinquency Prevention Funds which may occur during fiscal year 1986-1987.

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Human Services the sum of sixteen thousand six hundred dollars (\$16,600.00) for the sole purpose of funding improvements in the adult protective services program. The appropriation made by the provisions of this item shall not take effect unless Senate Bill No. 1594/House Bill No. 1551 becomes law.

Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Tennessee Children's Services Commission the sum of seventy thousand dollars (\$70,000.00) to be used for the sole purpose of mitigating the effects of any reductions in the level of federal funding for the Juvenile Justice Reimbursement Account which may occur during fiscal year 1986-1987.

Item _____. Subject to enactment of Chapter ____, Public Acts of 1986 (Senate Bill No. 1579 - House Bill No. 1326), in addition to all other appropriations made in this act, there is hereby appropriated the sum of \$8,187,800.00 for improvements to the medicaid and AFDC programs, to be distributed as follows: to the Department of Health and Environment \$4,087,600 for medical services and \$93,000.00 for medicaid administration and to the Department of Human Services \$3,411,200 for AFDC grants and \$596,000.00 for AFDC administrative support including the establishment of 58 positions as needed after July 1, 1986. The Commissioner of Finance and Administration shall make the revenue code adjustments necessary to reflect associated federal, non-governmental and interdepartmental funds.

Item _____. In addition to any other funds already appropriated to the Department of Commerce and Insurance, Division of Consumer Affairs by the provisions of this act, there is appropriated the sum of ninety-five thousand dollars (\$95,000.00) for the purpose of funding the creation of two (2) regional offices of Consumer Affairs. It is the legislative intent that these new offices be placed in the East and West Grand Divisions of the state. The money shall be allocated as follows:

PERSONNEL

Consumer Protection Specialist 2

\$1469 x 12 = \$17,628

Benefits 4,060

\$21,688 x 2 = \$43,400.00

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Secretary 2
 \$904 x 12 = \$10,848
 Benefits 2,485

\$13,333 x 2 = \$26,600.00

Total Personnel	<u>\$70,000.00</u>
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OTHER

Travel (new specialist to Nashville 3 trips)	\$2,000.00
Duplicating equipment rental x 2	2,800.00
Communication	4,000.00
Equipment, desks, chairs, typewriters	5,850.00
Supplies, materials, repairs	1,500.00
Rental, Office space 550 sq. ft. per office (at 8.00 sq. ft per officer)	8,800.00
	<u>\$24,950.00</u>

Total Other	<u>\$25,000.00</u>
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GRAND TOTAL	<u>\$95,000.00</u>
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Item _____. In addition to other funds appropriated by the provisions of this act, there is hereby appropriated to the Center for Southern Folklore in Memphis the sum of \$50,000.00 for the purpose of preserving the culture of the State of Tennessee, particularly that of rural areas, that otherwise might be lost to future generations, and to extend the work product to present and future generations.

Item _____. In addition to all other appropriations made in this act, there is hereby appropriated the sum of \$945,000.00 to the Criminal Injuries Compensation Fund established pursuant to Tennessee Code Annotated, Section 40-24-107; and to the victims of Crime Assistance Fund created pursuant to Public Chapter _____ (Senate Bill No. 1956/House Bill No. 1933) the Compensation Fund established by Public Chapter _____ (Senate Bill No. 1956/House Bill No. 1933) the sum of \$1,890,000.00. It is the legislative intent that the appropriations made by this item shall fulfill the allocations made to these programs by Public Chapter _____ (Senate Bill No. 1956/House Bill No. 1933). The Commissioner of Finance and Administration is authorized to make appropriate adjustments to these appropriations to effectuate this intent. The appropriations made in this item shall be effective only if Senate Bill No. 1956/House Bill No. 1933 becomes a law.

Item _____. There is hereby appropriated one million dollars (\$1,000,000.00) for construction of a livestock pavilion at the Roane State Community College.

Item _____. In addition to all other funds, there is hereby appropriated \$2,340,000.00 for first year debt service on Senate Bill No. 833/House Bill No. 812, if such bill becomes a law.

Item _____. There is hereby appropriated subject to revenues, an additional \$312,000.00 to support 12 positions and related expenses to the Department of Health and Environment for the administration of the subsurface sewage disposal system. This is to allow the department to perform more timely soils reviews and permit issuances. This additional staffing is to be assigned to the areas of the state experiencing a significant building boom and an increased activity in refinancing of home mortgages.

SECTION 35.

AMEND by adding to Section 35 the following new items:

Item _____. It is the legislative intent that all support personnel of the Board of Regents and University of Tennessee shall receive at least a four percent (4%) salary increase effective July 1, 1986 unless the most recent evaluation from the 1985-86 school year is unsatisfactory and is present in the employee's personnel file.

Item _____. In addition to all other funds appropriated to higher education, there is hereby appropriated the sum of forty-one thousand dollars (\$41,000.00) to the University of Tennessee Agricultural Extension Service to fund the salary, benefits, and operational expenses of one (1) Area Ornamental Horticultural Specialist position for East Tennessee.

Item _____. In addition to all other funds appropriated to higher education, there is hereby appropriated a sum not to exceed one million dollars (\$1,000,000.00) to the University of Tennessee at Chattanooga to enable that university to complete the purchase of real property for campus expansion.

Item _____. In addition to all other funds appropriated to the state university and community college system, there is hereby appropriated the sum of six hundred twelve thousand dollars (\$612,000.00) for the expansion of the McMinnville AVTS facility to construct added classroom space to provide higher education courses for persons in Warren and surrounding counties. This appropriation is subject to an additional two hundred thousand dollars (\$200,000.00) from local sources being made available.

This appropriation shall also be subject to approval of the McMinnville AVTS facility expansion by the State Board of Regents and the Tennessee Higher Education Commission.

Item _____. In addition to all other funds appropriated to Tennessee State University, there is hereby appropriated the additional sum of seventy-five thousand dollars (\$75,000.00) for increased staff for the Institute for African Affairs.

Item _____. In addition to any other funds appropriated by the provisions of this act or any other act, there is hereby

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appropriated to the State Board of Regents the sum of two hundred forty thousand dollars (\$240,000.00) for the purpose of installing a new chiller at Volunteer State Community College.

SECTION 36.

AMEND by adding a new subdivision in the last paragraph of the section:

d. the Commissioner of Finance and Administration in consultation with the Commissioner of Personnel shall determine the funding requirement to accomplish the salary increases provided in subsection a. and b. above and shall distribute to each department and agency within the state service on an equitable basis any remaining pay raise funds appropriated pursuant to this section for pay raises for the state service to be used by each such department and agency to address the most critical salary compression/pay equity problems identified by each department and agency according to a plan developed by each department and agency and approved by the Commissioner of Finance and Administration and the Commissioner of Personnel and filed with the Fiscal Review Committee and the House and Senate Finance, Ways and Means Committees, provided, however, that no such funding shall be used to grant pay raises to employees receiving salary increases under a time-in-classification or time-in-agency pay plan and provided further any such pay raise given from such funds shall be effective July 1, 1986.

AND FURTHER AMEND by changing the period at the end of item (c) of Section 36 to a semicolon and adding a new item as follows:

(d) Criminal investigators for the district attorneys general shall receive a four and one-half percent (4.5%) salary increase on July 1, 1986.

SECTION 41.

AMEND by deleting in its entirety Section 41 and by substituting a new Section 41 to read:

SECTION 41. The appropriation of five million dollars (\$5,000,000.00) made in Section 1, Title III-21, item 1.8 for Classification-Compensation Plan is hereby appropriated to implement the state employee's classification-compensation plan study; and there is further appropriated federal match funds and other departmental revenue earnings, all according to the following schedule:

<u>Department</u>	<u>State Appropriation</u>	<u>Departmental Revenue</u>
1. Agriculture	\$ 70,800.00	\$ 9,000.00
2. Commissions	183,500.00	26,300.00

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3. Commerce and Insurance	41,500.00	38,600.00
4. Conservation	315,400.00	6,300.00
5. Correction	821,100.00	16,200.00
6. Economic and Community Development	61,200.00	9,400.00
7. Education	221,100.00	33,400.00
8. Employment Security		745,200.00
9. Executive	14,500.00	
10. Finance and Administration	46,000.00	62,600.00
11. Financial Institutions		22,000.00
12. General Services	63,600.00	47,100.00
13. Health and Environment	425,000.00	298,900.00
14. Human Services	819,200.00	664,300.00
15. Labor	23,500.00	37,800.00
16. Mental Health and Mental Retardation	979,800.00	336,100.00
17. Military	23,000.00	46,500.00
18. Personnel	19,700.00	8,700.00
19. Revenue	190,100.00	
20. Safety	235,900.00	500.00
21. Tennessee Bureau of investigation	39,100.00	2,900.00
22. Tennessee Student Assistance Corporation	1,900.00	1,900.00
23. Tourist Development	26,500.00	
24. Veterans Affairs	15,500.00	
25. Legislature	43,400.00	800.00

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26. Court System	47,600.00	
27. Attorney General	34,400.00	3,200.00
28. District Attorneys General	25,300.00	11,200.00
29. Secretary of State	66,000.00	
30. Comptroller of the Treasury	141,200.00	7,200.00
31. Treasurer	6,100.00	29,200.00
	<hr/>	<hr/>
TOTAL	\$ 5,000,000.00	\$ 2,465,300.00

There is further appropriated from dedicated state revenues, federal match funds and other departmental revenue earnings, all according to the following schedule:

<u>Department</u>	<u>State Appropriation</u>	<u>Departmental Revenue</u>
1. Wildlife Resources	\$ 79,800.00	
2. Public Service Commission	49,100.00	
3. Transportation	970,000.00	
	<hr/>	
TOTAL	\$1,098,900.00	

SECTION 45.

AMEND by adding to Section 45 of the following items:

Item _____. From the appropriations made to the Department of Human Services in Section 1, Title III-17, of Chapter 467, Public Acts of 1985, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$745,000.00 to the Department of Health and Environment, Medicaid Administration, and the federal aid and departmental revenues shall be adjusted accordingly.

Item _____. From the funds available to the Department of General Services in the internal service fund for motor vehicle management, there is hereby appropriated a sum sufficient to provide for encumbrances outstanding at June 30, 1985 and June 30, 1986.

Item _____. The appropriations for Medicaid Administration, Medicaid Services and Medicaid Long Term Care made under the authority of Section 1, Title III-16 of Chapter 467, Public Acts of

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1985, are available for transfer between program units. Said transfers are subject to approval by the Commissioner of Finance and Administration.

SECTION 46.

AMEND by adding to Section 46 the following new items:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred ninety-three thousand dollars (\$293,000.00) to the Department of Conservation for the sole purpose of completing the acquisition of the site for a white pine nursery in East Tennessee.

Item _____. There is hereby appropriated the sum of one hundred thousand dollars (\$100,000.00) to the County of Cumberland for expenditures and physical plant improvements for the renovation and continuation of existing enrichment programs for area school children.

Item _____. The unexpended balance of the appropriation made under Section 12, item 77 in Chapter 467, Public Acts of 1985, is hereby reappropriated to be expended for such purpose in the 1986-87 fiscal year.

Item _____. The unexpended balance of the appropriation made to the District Attorneys General under Section 43 in Chapter 467, Public Acts of 1985, is hereby appropriated to be expended for such purpose in the 1986-87 fiscal year.

Item _____. The unexpended balance of the appropriation made to the Department of Conservation, Division of Administration, under Section 43 in Chapter 467, Public Acts of 1985, is hereby reappropriated to be expended for such purpose in the 1986-87 fiscal year.

Item _____. The unexpended balance of the appropriation made to the Department of Labor under Section 12, item 42 in Chapter 467, Public Acts of 1985, is hereby reappropriated to be expended for such purpose in the 1986-87 fiscal year.

Item _____. From the appropriations made to the Department of Human Services under Section 46, item 11 in Chapter 467, Public Acts of 1985, an amount not to exceed \$388,000.00 in state funds and \$1,300,000.00 in federal funds is hereby reappropriated to be expended for such purpose in the 1986-87 fiscal year.

Item _____. The unexpended balance of the appropriations made under Section 7 of Chapter 4 of the Public Acts of 1985, First Extraordinary Session, for the Select Oversight Committee on Corrections, is hereby reappropriated to be expended in the 1986-87 fiscal year.

Item _____. The unexpended balances of the appropriations totaling one hundred twenty-two thousand five hundred dollars (\$122,500.00) made to district attorneys general by the provisions of Section 43 of Chapter 467 of the Public Acts of 1985 are hereby reappropriated to be expended for the same purposes in the fiscal year beginning July 1, 1986.

Item _____. From the unexpended balance of the appropriation made in Section 5, item 1 of Chapter 4, Public Acts of the First Extraordinary Session of 1985, an amount not to exceed \$1,500,000.00 is hereby reappropriated to the Department of Human Services to expedite the implementation of the Youth Services plan and such funds shall be available for this purpose in the 1986-87 fiscal year.

Item _____. From the unexpended balance of the appropriations made in Section 1, Title III-14, Chapter 467, Public Acts of 1985, an amount not to exceed \$110,000 is hereby reappropriated to the Department of Mental Health and Mental Retardation to expedite the implementation of the Youth Services Plan and such funds shall be available for this purpose in the 1986-87 fiscal year.

Item _____. Notwithstanding any other provision of the law to the contrary, there is hereby appropriated to the Tennessee Economic Development Corporation an amount not to exceed \$4,000,000.00 to be allocated from Treasurer's earnings which are in excess of the budgetary estimates for fiscal year 1985-86 as shown in the fiscal year 1986-87 budget document, such amount to be available for expenditure by the corporation during fiscal year 1986-87. The appropriation made in this item shall be effective only if Senate Bill No. 1963/House Bill No. 1934 becomes a law.

Item _____. In addition to all other appropriations made in this act, there is hereby appropriated \$450,000.00 to the Criminal Injuries Compensation Fund established by Tennessee Code Annotated, Section 40-24-107, and \$450,000.00 to the Victims of Drunk Driver Compensation Fund established by Public Chapter _____ (Senate Bill No. 1956/House Bill No. 1933). It is the legislative intent that the appropriations made in this item shall fulfill the funds allocated to the Criminal Injuries Compensation Fund and the Drunk Driver's Compensation Fund pursuant to Senate Bill No. 1956/House Bill No. 1933. The appropriation made in this item shall be effective only if Senate Bill No. 1956/House Bill No. 1933 becomes a law.

Item _____. The unexpended balance of the appropriation established for land acquisition made under Section 12, item 42 in Chapter 1002, Public Acts of 1984 is hereby reappropriated to the State Board of Regents. There is further reappropriated to the State Board of Regents the proceeds from the resale to a local government of any portion of the land acquired under the 1984 appropriation. This reappropriation of funds is subject to approval by the Commissioner of Finance and Administration.

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SECTION 47.

AMEND by adding to Section 47 the following new items:

Item _____. From the appropriation made to the Department of Conservation for Parks Maintenance under Section 1, Title III-5 of this act, the sum of \$300,000.00 is earmarked to the Historical Commission to provide funds for the maintenance of historical sites within the State of Tennessee through an open selection process, similar to the process used to distribute Land and Water Conservation Funds.

Item _____. From the appropriation made to the Department of Education for Teachers Group Insurance under Section 1, Title III-9 of this act, the Department of Education is authorized to pay on behalf of each eligible local education employee, and his or her dependents, an amount not to exceed fifty percent (50%) of the total cost of such person's participation in the basic accident and medical expense insurance plan authorized by Tennessee Code Annotated, Title 8, Chapter 27, Part 3.

Item _____. There is hereby allocated six million dollars (\$6,000,000.00) in capital outlay funds for the school of the Deaf in Knoxville, subject to Senate Bill No. 833/House Bill No. 812 becoming a law. This appropriation shall not revert at the end of the 1985-1986 fiscal year, but shall be carried over into the 1986-1987 fiscal year.

Item _____. The unexpended balance of legislative appropriations carried forward into a reserve pursuant to Chapter 403 of the Public Acts of 1983, Chapter 1002 of the Public Acts of 1984, and Chapter 467 of the Public Acts of 1985 is hereby reappropriated to be expended in the 1985-1986 or 1986-1987 fiscal year subject to the allocation of such funds by joint action of the Speaker of the Senate and the Speaker of the House of Representatives.

Item _____. The unexpended balance of the appropriations made for legislative computer services by the provisions of Items 16 and 17 of Section 12 of Chapter 503 of the Public Acts of 1981 is hereby reappropriated to be expended for such purpose in the 1986-1987 fiscal year.

NEW SECTIONS.

AMEND by adding the following new sections, to be appropriately designated:

SECTION _____. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

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	<u>1985-86</u>	<u>1986-87</u>
District Attorneys General		
1. District Attorneys General	\$	\$ 10,000.00
2. District Attorneys General Conference		30,000.00
Total District Attorneys General	\$	\$ 40,000.00
Commissions		
1. Alcoholic Beverage Commission	\$ 90,000.00	\$
General Services		
1. Public Works - Nashville	\$280,000.00	\$
2. James K. Polk Office Building	120,000.00	
Total General Services	\$400,000.00	\$
Department of Correction		
1. Administration	\$	\$ 40,000.00
2. State Industries		736,000.00
Total Correction	\$	\$776,000.00
Department of Education		
1. Administration	\$310,000.00	\$
2. Alvin C. York Agricultural Institute	50,000.00	
Total Education	\$360,000.00	\$
Department of Commerce and Insurance		
1. Fire Prevention	\$300,000.00	\$300,000.00
Department of Mental Health and Mental Retardation		
1. Western Mental Health Institute	\$375,000.00	\$
2. Winston Developmental Center	232,000.00	
Total Mental Health	\$607,000.00	\$
Department of Military		
1. Tennessee National Guard	\$ 68,000.00	\$162,000.00
2. Emergency Management Agency	9,000.00	22,000.00
Total Military	\$ 77,000.00	\$184,000.00
Department of Health and Environment		
1. Environmental Sanitation	\$ 25,000.00	\$ 25,000.00
2. Maternal and Child Health Services	417,000.00	417,000.00
3. Health Access	126,000.00	126,000.00
Total Health and Environment	\$568,000.00	\$568,000.00

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Department of Human Services

1. Vocational Rehabilitation	\$	\$107,000.00
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Department of Safety

1. Driver Control	\$ 12,000.00	\$ 73,000.00
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TOTAL	\$2,414,000.00	\$2,048,000.00
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The Commissioner of Finance and Administration is authorized to establish thirty-five full-time positions and to allocate them to the appropriate organizational units. Any unexpended balances at June 30, 1986, of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 1986.

SECTION _____. (a) From the funds appropriated in Section 1, Title III-21, there is hereby appropriated one hundred thousand dollars (\$100,000.00) to establish a Tennessee Bicentennial Planning Committee.

(b) The committee shall include the following officials or their designees: the Governor, Commissioner of Finance and Administration, Secretary of State, the Commissioner of the Department of Tourist Development, the Chairman of the Tennessee Historical Commission, the Chairman of the Tennessee Advisory Commission in Intergovernmental Relations, the Speaker of the House of Representatives, the Speaker of the Senate, the Chairman of the Senate Finance, Ways and Means Committee, the Chairman of the House Finance, Ways and Means Committee, and the Director of the Tennessee State Museum.

(c) In addition, the Governor, the Speaker of the House of Representatives, and the Speaker of the Senate may each appoint three members of the public at large to serve on the committee.

(d) The purpose of the committee shall be to develop recommendations to be made to the 95th General Assembly on (1) a permanent planning structure for the Tennessee Bicentennial, and (2) the scope of activities which might be undertaken to celebrate the Tennessee Bicentennial.

(e) The committee is to be exploratory in nature and is not authorized to make any commitments for activities or events or to commit any state funds for activities to be conducted during the Tennessee Bicentennial.

(f) Members of the General Assembly serving on the committee shall be paid for attending meetings of the committee or any subcommittees as members of the General Assembly are paid for attending legislative meetings as provided in Tennessee Code Annotated, Section 3-1-106. Other members of the committee, including members of the public at large shall be entitled to reimbursement for travel pursuant to the comprehensive travel regulations promulgated by the Commissioner of Finance and Administration and approved by the Attorney General.

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SECTION _____. (a) In addition to any other funds appropriated in this act, there is hereby appropriated one hundred thousand dollars (\$100,000.00) to the State Board of Equalization for the purpose of conducting a pilot study in one or more counties on the application of current value indexing to keep locally assessed property at its current full market value. Such pilot study shall take place as part of the appraisal ratio study, scheduled for completion during 1987.

(b) In conducting such pilot study, the board may require a county participating to share in the costs through in-kind contribution, appropriation of local funds, or some other contribution.

(c) A county desiring to participate in such study shall so indicate to the board by resolution of the county legislative body, by written request by the county executive, and by written request by the county assessor of property. The State Board of Equalization shall determine which counties shall be included in the pilot study.

(d) The Division of Property Assessments shall provide technical assistance to the board. The board may also seek assistance from the Tennessee Advisory Commission on Intergovernmental Relations, the Office of Local Government, the Tennessee Association of Assessing Officials, County Services Association, and other governmental or other agencies.

(e) The state board shall report the findings of the pilot study to the 1988 Session of the General Assembly.

(f) The appropriation made in this section shall not revert to the General Fund, but shall remain available for the purpose stated until expended.

(g) This appropriation shall be a one-time, non-recurring appropriation.

AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act for the Department of Human Services, there is hereby appropriated the sum of two hundred forty-three thousand five hundred dollars (\$243,500.00) to establish pilot programs of day care services for at least one hundred (100) children in counties having a population of not less than four hundred seventy thousand (470,000) nor more than four hundred eighty thousand (480,000), according to the 1980 federal census or any subsequent federal census. Under such pilot programs, the Department shall provide an in-grants or grants, as follows:

(1) Grants in an amount not to exceed the sum of eighty thousand dollars (\$80,000.00) to be used solely for equipment and supplies shall be provided an operator or operators of day care facilities serving at least one hundred (100) children of low-income families.

(2) Grants in an amount not to exceed the sum of one hundred sixty-three thousand five hundred dollars (\$163,500.00) shall be provided to operators of other day care facilities serving at least one hundred (100) children.

Such grants shall be provided pursuant to guidelines established by the Department of Human Services adopted in the same manner as rules pursuant to Tennessee Code Annotated, Title 4, Chapter 5. It is the legislative intent to develop pilot programs to fulfill the critical need for high quality, affordable day care services for economically disadvantaged parents and guardians of minor children and to encourage and facilitate the employment of economically disadvantaged parents and guardians of minor children.

SENATE AMENDMENT NO. 6

Amend House Bill No. 1385 by adding the following new item at the end of Section 35:

Item _____. In addition to all other appropriations to Higher Education for the 1986-1987 fiscal year, there is hereby appropriated to Tennessee State University one million nine hundred thousand dollars (\$1,900,000) in capital maintenance funds for the purpose of correction and upgrading of the:

- (1) Business Building
- (2) Home Economics Building
- (3) Agriculture Building
- (4) Old Engineering Building

and for a water chiller addition and coal storage retaining wall.

AMENDMENT NO. 1 TO AMENDMENT NO. 6

Amend Amendment No. 6 by adding the following new language to the amendatory language of the item:

The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

Mr. Henry moved that the House nonconcur in Senate Amendments Nos. 1, 2, and 6 as amended, which motion prevailed.

FURTHER CONSIDERATION OF SENATE BILL NO. 1816

Senate Bill No. 1816--To provide appointment, Tennessee Association of Home Health.

Mr. Burnett moved that the motion to reconsider Senate Bill No. 1816 be lifted from the table, which motion prevailed.

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Mr. Burnett moved that the House reconsider its action in passing Senate Bill No. 1816 on third and final consideration, as amended, which motion prevailed.

Mr. Burnett moved that the House consider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Burnett moved that Amendment No. 1 be withdrawn, which motion prevailed.

Mr. Burnett moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1816 by deleting the words and figures "fourteen (14)" from Section 2 and by substituting instead the words and figures "fifteen (15)"

and further amend by deleting in its entirety the final paragraph of Section 2 and substituting instead the following paragraph:

Tennessee Code Annotated, Section 68-11-203 (a) is further amended by deleting from the twelfth line thereof the words and figures "two (2)" and substituting in lieu thereof the words and figures "three (3)".

and further amend by deleting Section 3 in its entirety and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 68-11-106 (e) is amended by deleting the words and figures "unless at least six (6) of its members present and voting concur therein" and substituting in lieu thereof the following:

"unless such action is concurred in by either a majority of its members present and voting or six (6) of its members present and voting, whichever number shall be greater".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1816, as amended, passed its third and final consideration by the following vote;

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee,

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McCroskey, McNally, Miller, Montgomery, Moore, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work and Yelton--94.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

301--Relative to study, unemployment compensation system;

347--Relative to naming TSU campus, Senator Avon Williams;

349--Relative to expressing sorrow, George Tidwell;

361--Relative to continuing indigent health care; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

354--Relative to congratulating Coach Tommy Layne and boys' basketball team;

355--Relative to congratulating Coach Sam Brooks and boys' basketball team;

356--Relative to congratulating Coach Nick Morken and boys' basketball team;

357--Relative to congratulating Coach Larry Eastman and boys' basketball team;

358--Relative to congratulating Coach Johnny Morgan and girls' basketball team; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

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494--Relative to study, funding firefighting pay supplement;

533--Relative to study, need for improved day care services; both concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

1736--To make certain provisions, teachers' leave;

1774--To clarify procedure for calculating interest, delinquent taxes;

1894--To exempt certain coin-operated devices, amusement tax;

1897--To provide apportioned earnings, real property;

1934--To provide for business expansion and development;

1951--To regulate certain fees, Public Service Commission;

2044--To regulate coon dog training; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

Mr. Ridgeway moved that House Bill No. 2007 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 1479--To provide funding, Geier U. Alexander settlement.

On motion, House Bill No. 1479 was made to conform with Senate Bill No. 1440.

On motion, Senate Bill No. 1440, on same subject, was substituted for House Bill No. 1479.

Mr. Love moved that Senate Bill No. 1440 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1440 by inserting the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The implementation of the provisions of this act and the expenditure of any funds to implement such provisions shall be subject to the approval of the Tennessee Higher Education Commission.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1440, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

Representative voting no was: Chiles--1.

A motion to reconsider was tabled.

Mr. Davidson moved that House Bill No. 428 be placed on the Calendar for January, 1987, which motion prevailed.

House Bill No. 1553--To declare trespassing to be a misdemeanor.

On motion, House Bill No. 1553 was made to conform with Senate Bill No. 1149.

On motion, Senate Bill No. 1149, on same subject, was substituted for House Bill No. 1553.

Mr. Turner, C. (Shelby) moved that Senate Bill No. 1149 be passed on third and final consideration.

Mr. Murphy moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1149 by deleting from Section 1(a)(1) the words "regardless of intent".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1149, as amended, passed its third and final consideration by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

Senate Bill No. 1611--To amend Retailers' Sales Tax Act.

Mr. Starnes moved that Senate Bill No. 1611 be passed on third and final consideration.

Mr. Lawson renewed his motion to adopt Amendment No. 1, which motion failed.

Mr. Nance moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1611 by deleting the effective date section in its entirety and by substituting instead the following:

This act shall take effect June 1, 1986, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1611 by inserting the following new section before the effective date section and by renumbering the effective date section accordingly:

Section _____. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Mr. Frensley moved to amend as follows:

AMENDMENT NO. 4

Amend Senate bill No. 1611 by inserting the following language as a new, appropriately designated section immediately preceding the effective date section and by renumbering such effective date section:

SECTION _____. Tennessee Code Annotated, Section 67-6-330 is amended by adding the following new item immediately following item (15) and by renumbering subsequent items accordingly:

() Any entry fee or charge which allows an entrant to participate in a contest or tournament or charity horse show.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1611, as amended, passed its third and final consideration by the following vote:

Ayes	53
Noes	45

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Burnett, Clark (Davidson), Cobb, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensley, Gaia, Garrett, Hillis, Hobbs, Ivy, Jared, Kernell, King, Kisber, Love, McAfee, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), West, Wheeler, Work, Yelton and Mr. Speaker McWherter--53.

Representatives voting no were: Bewley, Buck, Byrd, Chiles, Clark (Sumner), Collier, Davis (Cocke), Davis (Knox), Dills, Drew, Duer, Gafford, Gill, Harrill, Hassell, Hawkins, Henry, Hurley, Huskey, Jones, Kent, Lawson, May, McCroskey, McNally, Miller, Montgomery,

Moody, Moore, Peroulas, Ridgeway, Robinson (Washington), Scruggs, Severance, Stafford, Swann, Tankersley, Turner, C. (Shelby), Webb, Whitson, Williams, Winningham, Wix, Wolfe and Wood--45.

A motion to reconsider was tabled.

On motion of Mr. Whitson, House Bill No. 1165 was withdrawn from the House.

Senate Bill No. 1965--To amend Comprehensive Education Reform Act.

Mr. Cobb moved that Senate Bill No. 1965 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 1965 by deleting House amendments one and two.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1965, as amended, passed its third and final consideration by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --97.

A motion to reconsider was tabled.

House Bill No. 1494--To provide funding, Meharry Medical College.

On motion, House Bill No. 1494 was made to conform with Senate Bill No. 1534.

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On motion, Senate Bill No. 1534, on same subject, was substituted for House Bill No. 1494.

Mr. Love moved that Senate Bill No. 1534 be passed on third and final consideration, which motion prevailed by the following vote.

Ayes	94
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --94.

Representative voting no was: Chiles--1.

A motion to reconsider was tabled.

Mr. Starnes moved that House Bills Nos. 1650 and 1644 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

Senate Bill No. 2047--To regulate sale of alcoholic beverages, certain museums and zoos.

Mr. Kernell, moved that Senate Bill No. 2047 as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	58
Noes	27
Present and not voting	5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Chiles, Clark (Davidson), Cobb, Collier, Covington, Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Gill, Hassell, Jones, Kent, Kernell, King, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Murphy, Murray, Naifeh, Napier, Patterson, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Stafford, Tankersley, Tanner, Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Yelton and Mr. Speaker McWherter--58.

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Representatives voting no were: Byrd, Clark (Sumner), Crain, Cross, Curlee, Davidson, Davis (Gibson), Dills, Gafford, Harrill, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Lawson, McAfee, Moody, Shirley, Stallings, Swann, Turner, C. (Shelby), Winningham, Wolfe and Wood--27.

Representatives present and not voting were: Moore, Nance, Rhinehart, Wix and Work--5.

A motion to reconsider was tabled.

Mr. Starnes moved that House Bill No. 1811 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Bill No. 2047--To exempt certain amusements, business tax.

Ms. Williams moved that House Bill No. 2047 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

House Bill No. 1463--To provide certain tax relief.

Mr. Covington moved that House Bill No. 1463 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1463 by inserting the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

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Section _____. Tennessee Code Annotated, Section 67-5-704 (b) (3) is amended by deleting the language and punctuation ",combat related,".

On motion, the amendment was adopted.

Mr. Wheeler moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1463 by adding the following language as a new section to be appropriately numbered, and by renumbering subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Title 67, Chapter 5, Part 15, is amended by adding the following language as a new section to be appropriately designated:

Section _____. The state board of equalization shall assess against the appropriate taxing jurisdiction the reasonable costs for appealing increases in the assessed valuation of a specific parcel of property incurred by a property owner for second and subsequent appeals under the following circumstances:

(1) on a prior appeal on such property to the state board of equalization the state board found that the assessor of property or a county or municipal board of equalization had increased the assessed valuation on such property without a reasonable basis for such increase pursuant to Tennessee Code Annotated, Title 67, Chapter 5, Part 6;

(2) the decision reached under item (1) is found by the state board of equalization to be applicable to the specific parcel of property on the second and subsequent appeals before the state board; and

(3) on all such appeals the state board of equalization reduced the assessed valuation on such property based on such determination. If more than one (1) jurisdiction has been named as a party in such appeal as having increased the assessed valuation on such property without such reasonable basis for the increase, the costs of the second and subsequent appeals shall be assessed against such taxing jurisdictions and allocated on the basis of the ratio of the total property taxes on the property imposed by a jurisdiction to the total property taxes on such property imposed by all appropriate jurisdictions.

On motion, the amendment was adopted.

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Thereupon, House Bill No. 1463, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --94.

Representatives voting no was: Copeland--1.

A motion to reconsider was tabled.

House Joint Resolution No. 643--Relative to changing name of Fort Pillow State Prison.

Mr. Crain moved that House Joint Resolution No. 643 be adopted.

Mr. Crain moved to amend as follows:

AMENDMENT NO. 1

Amend House Joint Resolution No. 643 by deleting in the first resolving clause the words "directed and authorized to change" and by substituting instead the words "requested to consider changing".

On motion, the amendment was adopted.

Mr. Crain moved to amend as follows:

AMENDMENT NO. 2

Amend House Joint Resolution No. 643 by adding the following new resolving clause between the existing first and second of such clauses:

BE IT FURTHER RESOLVED, That the Commissioner of Correction submit the new name of Fort Pillow State Prison to the general assembly for its approval by February 1, 1987.

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On motion, the amendment was adopted.

Thereupon, House Joint Resolution No. 643, as amended, was adopted by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winingham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

House Bill No. 2065--To amend Section 55-5-108, Code.

On motion, House Bill No. 2065 was made to conform with Senate Bill No. 2068.

On motion, Senate Bill No. 2068, on same subject, was substituted for House Bill No. 2065.

Mr. Kent moved that Senate Bill No. 2068 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West,

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Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--93.

Representatives present and not voting were: Buck, DeBerry and Turner, L. (Shelby)--3.

A motion to reconsider was tabled.

House Bill No. 1910--To provide for protective services, disabled adults.

On motion, House Bill No. 1910 was made to conform with Senate Bill No. 1512.

On motion, Senate Bill No. 1512, on same subject, was substituted for House Bill No. 1910.

Mr. Cobb moved that Senate Bill No. 1512 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1512 as follows:

Section 2 is amended by deleting the amendatory language in its entirety and substituting the following:

() If the department refuses to exercise the powers granted to it by subdivision (1), any private non-profit agency representing disabled adults may proceed under subdivision (1), after giving notice to the department of intent to do so. If an order authorizing the provision of protective services results, the departments responsibilities are the same as they would have been if the department had sought the order.

Sections 1 and 3 are deleted in their entirety and the remaining sections are appropriately renumbered.

On motion, the amendment was adopted.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1512 as follows:

The amendatory language of Section 2 is amended by the addition of the following as the last sentence:

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If the court finds that an order authorizing the provision of protected services is not warranted, any agency proceeding under this subdivision will be responsible for the cost of the courtf

appointed attorney representing the individual for whom protective services were sought as well as court costs.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1512, as amended, passed its third and final consideration by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cooke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --94.

Representative present and not voting was: Moody--1.

A motion to reconsider was tabled.

Mr. Speaker moved that House Bills Nos. 1947, 1579 and House Joint Resolution No. 250 be considered after the recess, which motion prevailed.

RULES SUSPENDED

Mr. Gill moved that the rules be suspended in order that all congratulatory and memorializing could be introduced and placed on the Consent Calendar, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 731--Relative to commending Wally Vernon--By Tanner, Stallings, Ivy, Crain, Kisber, Ridgeway, Dills, Naifeh, Davis (Gibson), Collier and Mr. Speaker McWherter.

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House Joint Resolution No. 733--Relative to honoring Robert L. Terrell--By Dixon.

House Joint Resolution No. 734--Relative to congratulating Kingsport Jaycees--By Montgomery and Hurley.

House Joint Resolution No. 735--Relative to honoring Master Sergeant Ronald Allison--By Severance.

House Joint Resolution No. 736--Relative to commending Memphis Area Neighborhood Watch, Inc.--By Dixon, Nance, Shirley, Hassell and Moore.

House Joint Resolution No. 737--Relative to honoring Robert Drexel Shockey--By Dixon, Nance, Shirley, Hassell and Moore.

House Joint Resolution No. 738--Relative to honoring Memphis Chapter, J.U.G.S. Inc.--By Dixon and Jones.

House Joint Resolution No. 739--Relative to commending Bill Adkins--By Dixon and Jones.

House Joint Resolution No. 740--Relative to congratulating Shelby County Dental Society--By Dixon and Jones.

House Joint Resolution No. 741--Relative to honoring Arthur Flowers--By Dixon and Jones.

House Joint Resolution No. 742--Relative to honoring Dr. Joanna Mann--By Dixon and Jones.

House Joint Resolution No. 743--Relative to honoring Paula Giddings--By Dixon and Jones.

House Joint Resolution No. 744--Relative to honoring Margaret G. Yarbrough--By Dixon and Jones.

House Joint Resolution No. 745--Relative to commending Winchester Elementary School and WREG--By Dixon and Jones.

House Joint Resolution No. 746--Relative to honoring Nikki Giovanni--By Dixon and Jones.

House Joint Resolution No. 747--Relative to honoring Richland High School--By DePriest.

House Joint Resolution No. 748--Relative to honoring Mrs. Alline McConkey--By Wheeler and McNally.

House Resolution No. 153--Relative to honoring Cedar Bluff Middle School--By Peroulas.

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House Resolution No. 154--Relative to honoring Ross Dyer--By Crain.

House Resolution No. 155--Relative to commending Melinda J. England--By Miller, Gaia and Love.

House Resolution No. 156--Relative to honoring Chattanooga Association on Young Children--By Turner, B. (Hamilton).

House Resolution No. 157--Relative to commending Steve Temple--By Turner, B. (Hamilton).

House Resolution No. 158--Relative to congratulating Mr. and Mrs. Marion Fowlkes--By Murphy.

House Resolution No. 159--Relative to commending Jarnigan and Son Mortuary--By Drew.

House Resolution No. 160--Relative to mourning Mrs. Mable Geter --By Drew.

House Resolution No. 161--Relative to commending Marilyn Mack--By Dixon, Nance and Shirley.

House Resolution No. 162--Relative to honoring Fifty-seven Truck drivers--By Murphy.

House Resolution No. 163--Relative to commending Herman E. Baggenstoss--By Curlee.

Pursuant to Mr. Gill's motion, the following resolutions were placed on the Consent Calendar: House Joint Resolutions Nos. 731, 733, 734, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747 and 748; House Resolutions Nos. 153, 154, 155, 156, 157, 158, 159, 160, 161, 162 and 163; and Senate Joint Resolutions Nos. 327, 330, 331, 332, 335, 337, 338, 340 and 341.

CONSENT CALENDAR

Senate Joint Resolution No. 319--Relative to sympathy, Dr. Amos Christie.

Senate Joint Resolution No. 321--Relative to honoring Cedar Bluff Intermediate School.

Senate Joint Resolution No. 322--Relative to sympathy, Joe Frank Hudgens.

Senate Joint Resolution No. 339--Relative to sympathy, Mr. L.T. Stewart.

Senate Joint Resolution No. 342--Relative to congratulating Dove Sartor.

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House Bill No. 2069--To regulate solid waste disposal, Sumner County.

On motion, House Bill No. 2069 was made to conform with Senate Bill No. 2063.

On motion, Senate Bill No. 2063, on same subject, was substituted for House Bill No. 2069.

House Bill No. 2070--To set terms, Board of Highway Commissioners, Lake County.

On motion, House Bill No. 2070 was made to conform with Senate Bill No. 2070.

On motion, Senate Bill No. 2070, on same subject, was substituted for House Bill No. 2070.

House Bill No. 2073--To provide for firefighting services, Bells.

On motion, House Bill No. 2073 was made to conform with Senate Bill No. 2075.

On motion, Senate Bill No. 2075, on same subject, was substituted for House Bill No. 2073.

House Bill No. 2076--To increase tax on lodgings, Dyersburg.

On motion, House Bill No. 2076 was made to conform with Senate Bill No. 2076.

On motion, Senate Bill No. 2076, on same subject, was substituted for House Bill No. 2076.

House Bill No. 1975--To amend Charter, Bradford.

On motion, House Bill No. 1975 was made to conform with Senate Bill No. 1976.

On motion, Senate Bill No. 1976, on same subject, was substituted for House Bill No. 1975.

House Joint Resolution No. 731--Relative to commending Wally Vernon.

House Joint Resolution No. 733--Relative to honoring Robert L. Terrell.

House Joint Resolution No. 734--Relative to congratulating Kingsport Jaycees.

House Joint Resolution No. 735--Relative to honoring Master Sergeant Ronald Allison.

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House Joint Resolution No. 736--Relative to commending Memphis Area Neighborhood Watch, Inc.

House Joint Resolution No. 737--Relative to honoring Robert Drexel Shockey.

House Joint Resolution No. 738--Relative to honoring Memphis Chapter, J.U.G.S., Inc.

House Joint Resolution No. 739--Relative to commending Bill Adkins.

House Joint Resolution No. 740--Relative to congratulating Shelby County Dental Society.

House Joint Resolution No. 741--Relative to honoring Arthur Flowers.

House Joint Resolution No. 742--Relative to honoring Dr. Joanna Mann.

House Joint Resolution No. 743--Relative to honoring Paula Giddings.

House Joint Resolution No. 744--Relative to honoring Margaret G. Yarbrough.

House Joint Resolution No. 745--Relative to commending Winchester Elementary School and WREG.

House Joint Resolution No. 746--Relative to honoring Nikki Giovanni.

House Joint Resolution No. 747--Relative to honoring Richland High School.

House Joint Resolution No. 748--Relative to honoring Mrs. Alline McConkey.

House Resolution No. 153--Relative to honoring Cedar Bluff Middle School.

House Resolution No. 154--Relative to honoring Ross Dyer.

House Resolution No. 155--Relative to commending Melinda J. England.

House Resolution No. 156--Relative to honoring Chattanooga Association on Young Children.

House Resolution No. 157--Relative to commending Steve Temple.

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House Resolution No. 158--Relative to congratulating Mr. and Mrs. Marion Fowlkes.

House Resolution No. 159--Relative to commending Jarnigan and Son Mortuary.

House Resolution No. 160--Relative to mourning Mrs. Mable Geter.

House Resolution No. 161--Relative to commending Marilyn Mack.

House Resolution No. 162--Relative to honoring fifty-seven truck drivers.

House Resolution No. 163--Relative to commending Herman E. Baggenstoss.

Senate Joint Resolution No. 327--Relative to honoring Volunteer State Community College.

Senate Joint Resolution No. 330--Relative to commending John C. Neff.

Senate Joint Resolution No. 331--Relative to congratulating Coach Billy Mooney and boys' basketball team.

Senate Joint Resolution No. 332--Relative to sympathy, James William "Jimmy" Moore.

Senate Joint Resolution No. 335--Relative to congratulating Livingston Academy girls' basketball team.

Senate Joint Resolution No. 337--Relative to congratulating Coach Mike Poe and boys' basketball team.

Senate Joint Resolution No. 338--Relative to congratulating Coach Ricky Richards and girls' basketball team.

Senate Joint Resolution No. 340--Relative to honoring Madison High School.

Senate Joint Resolution No. 341--Relative to honoring Goodlettsville High School.

Mr. Gill moved that all House Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

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Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1318--To expand duties, State Soil Conservation Committee.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 1. The Speaker appointed a Conference Committee composed of Senators Richardson, Davis and Owen to confer with a like Committee from the House to resolve the difference of the two houses.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Byrd moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1318, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Hillis, Moore and Byrd as the Conference Committee on Senate Bill No. 1318.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1780--To regulate placement, certain prisoners.

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The Senate nonconcurred in House Amendments Nos. 1 and 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Ms. Williams moved that the House refuse to recede from its action in adopting Amendments Nos. 1 and 2 to Senate Bill No. 1780, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1495--To make certain provisions, municipal planning commission.

The Senate concurred in House Amendments Nos. 2 and 4, and nonconcurred in House Amendments Nos. 1 and 3.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Darnell moved that the House refuse to recede from its action in adopting Amendments Nos. 1 and 3 to Senate Bill No. 1495, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1540--To make certain provisions, Auctioneers.

The Speaker appointed a conference Committee composed of Senators Burks, Lashlee and Darnell to confer with a like Committee from the House to resolve the differences of the two bodies.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1232--To provide services and protection, indigent defendants.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1232 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void

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unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1232 by adding a new section to read as follows:

Section _____. Effective September 1, 1987 in addition to the judicial districts enumerated in Section 1 there is hereby created a project in the State of Tennessee for the twenty-ninth (29th) judicial district for the purpose of providing legal counsel to certain indigent persons as in this act is provided.

SENATE AMENDMENT NO. 4

Amend House Bill No. 1232 by deleting the following language in Section 3(c)(1) as amended by House Judiciary Amendment 1 (the old subpart 3):

"the same compensation as district attorneys general."

and substituting in lieu thereof the following:

"compensation equal to seventy-five percent (75%) of the compensation received by district attorneys general pursuant to Tennessee Code Annotated, Section 8-7-105(b)."

AND FURTHER AMEND by deleting the following language in Section 3(c)(2) as amended by House Judiciary Amendment 1 (the old subpart 4):

"the same compensation as assistant district attorneys general."

SENATE AMENDMENT NO. 5

Amend House Bill No. 1232 by deleting the following section:

SECTION _____. Effective September 1, 1987 in addition to the judicial districts enumerated in Section 1 there is hereby created a project in the State of Tennessee for the third (3rd), twenty-second (22nd), K and twenty-fifth (25th) judicial districts for the purpose of providing a legal counsel to certain indigent persons as in this Act is provided.

and by substituting instead the following Section:

SECTION _____. Effective September 1, 1987 in addition to the judicial districts enumerated in Section 1 there is hereby created a project in the State of Tennessee for the twenty-second (22nd), K and twenty-fifth (25th) judicial districts for the purpose of providing a legal counsel to certain indigent persons as in this Act is provided.

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Mr. Murphy moved that the House non-concur in Senate Amendments Nos. 2, 3, 4 and 5, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1258--To fix penalties, certain trucks.

The Senate refused to recede from its action in nonconcurring in House Amendment No. 1. The Speaker appointed a Conference Committee composed of Senators Owen, Greer and Henry to confer with a like committee from the House to resolve the differences of the two bodies.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Wheeler moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1258, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Wheeler, Frensley and Gafford as the Conference Committee on Senate Bill No. 1258.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

343--Relative to congratulating Irving and Edward Freudberg;

344--Relative to commending "Thanks to Scandinavia";

348--Relative to honoring Allen B. Duncan;

350--Relative to "Week of Special Observance Vietnam Veterans";

351--Relative to honoring Jean Rothwell, teacher of the year;

352--Relative to honoring Leigh Anne Stratton;

353--Relative to proclaiming "Farm Recordkeeping Month";

360--Relative to independent study, certain trade policies; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1463 and 2047; and House Joint Resolutions Nos. 643, 747 and 748; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1172, 1736, 1774, 1894, 1897, 1934, 1951 and 2044; House Resolution No. 154; and House Joint Resolutions Nos. 494 and 533; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1172, 1736, 1774, 1894, 1897, 1934, 1951 and 2044; House Joint Resolutions Nos. 494 and 533; and House Resolution No. 154.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 731, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745 and 746; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

496--Relative to expanding State Route 255;

546--Relative to study, recreational values of House Mountain;

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620--Relative to continuing funding, Land Between the Lakes; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

670--Relative to congratulating Miss Jennifer L. Seaborn;

672--Relative to honoring Dyersburg High School girls' basketball team;

676--Relative to honoring Dwain Farmer;

678--Relative to commending James A. Haslam, II;

679--Relative to honoring Knoxville Women's Center;

680--Relative to honoring Dobyns-Bennett High School, Kingsport;

681--Relative to honoring Joseph R. "Pit" Hyde, III;

682--Relative to honoring Shelbyville Central High School girls' basketball team;

683--Relative to honoring Bradley Central High School girls' basketball team;

685--Relative to honoring Macon County High School girls' basketball team;

686--Relative to honoring Macon County High School boys' basketball team;

687--Relative to honoring Cannon Whitby;

689--Relative to honoring J. C. Eoff, Jr.;

690--Relative to honoring Morris L. Simon;

691--Relative to honoring Oak Ridge High School boys' basketball team;

692--Relative to congratulating Rachel Huff;

694--Relative to commending Paul F. Willson;

695--Relative to expressing sorrow, death of Robert Kenneth Bell;

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697--Relative to honoring Oprah Winfrey;

714--Relative to expressing appreciation, Mary Elizabeth Long;

715--Relative to memory, former Representative W. E. Michael;

716--Relative to honoring McGavock High School Band; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.

718--Relative to memory, Mose Walker;

719--Relative to honoring Monsignor Dan S. Richardson;

720--Relative to commending Rotary Park;

721--Relative to honoring Guy Edward Phipps;

722--Relative to commending James "Doc" Simpson;

723--Relative to commending Representative Don Dills;

724--Relative to commending Ken Compton;

728--Relative to welcoming Home-Crest Corporation;

729--Relative to commemorating Lester Demonstration School;

730--Relative to honoring Coach Dorris Armstrong, Whites Creek High School; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1629--To enact the Comprehensive Tax Restructure Act.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 1, 2, and 3.

The Speaker appointed a Conference Committee composed of Senators Richardson, Chairman; Darnell, Crutchfield, Shockley, Greer, Kyle,

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Koella, Elkins, Moore, Haynes, Rochelle, Lashlee and Ford to meet with a like committee from the House to resolve the differences of the two bodies.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Brewer moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1629, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Brewer, Bragg, Burnett, Henry, Jared, Rhinehart, Naifeh, Patterson, Davis (Gibson), Kisber, Gafford, Whitson and Clark (Sumner) as the Conference Committee on Senate Bill No. 1629.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1413--To regulate Elk River Development Agency.

Mr. King moved that the House refuse to recede from its action in adopting Amendments Nos. 1 and 2 to Senate Bill No. 1413, which motion prevailed.

RECESS

On motion of Mr. Naifeh, the House recessed for one hour.

The recess having expired, the House was called to order by Mr. Speaker McWherter.

On motion, of Mr. Scruggs, the roll call was dispensed with.

MOTION TO RECALL

Mr. Robinson (Davidson) moved that the rules be suspended for the purpose of recalling House Bill No. 2004 to the House floor from the Committee on Judiciary.

Mr. Moody objected to the motion to recall.

Mr. Severance moved the previous question, which motion prevailed by the following vote:

Ayes	74
Noes	11
Present and not voting	3

Representatives voting aye were: Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Collier, Covington, Crain, Cross, Curlee, Darnell, Davis (Gibson), Davis (Knox), Dills, Dixon,

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Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Love, May, McAfee, McCroskey, Miller, Moore, Murray, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Wix, Wood, Work and Yelton--74.

Representatives voting no were: Bell, Hassell, King, Kisber, Lawson, McNally, Montgomery, Moody, Murphy, Williams and Wolfe --11.

Representatives present and not voting were: Davidson, Kernell and Rhinehart--3.

Thereupon, the notion to recall House Bill No. 2004 failed by the following vote:

Ayes	38
Noes	46
Present and not voting	9

Representatives voting aye were: Bragg, Buck, Chiles, Collier, Covington, Crain, Curlee, Darnell, Davis (Gibson), Duer, Ellis, Frensley, Hobbs, Hurley, Huskey, Jared, Kent, McAfee, Moore, Murphy, Murray, Naifeh, Phillips, Ridgeway, Robinson (Davidson), Shirley, Stallings, Swann, Tanner, Turner, (Hamilton), Turner, C. (Shelby), Ussery, West, Wheeler, Winningham, Wix, Wolfe and Wood--38.

Representatives voting no were: Bell, Bewley, Bivens, Burnett, Byrd, Clark (Davidson), Cross, Davidson, Davis (Knox), Dills, Dixon, Gafford, Gaia, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Ivy, Jones, Kernell, King, Kisber, Lawson, May, McCroskey, McNally, Montgomery, Moody, Nance, Napier, Patterson, Peroulas, Pruitt, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Tankersley, Turner, L. (Shelby), Whitson, Williams, Work and Mr. Speaker McWherter--46.

Representatives present and not voting were: Brewer, DePriest, Drew, Garrett, Love, Miller, Rhinehart, Webb and Yelton--9.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 239--To create alternative schools, expelled students.

SENATE AMENDMENT NO. 3

Amend House Bill No. 239 by adding a new section immediately

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before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

Mr. Love moved that the House non-concur in Senate Amendment No. 3, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 519--To regulate use of telephones, advertising.

SENATE AMENDMENT NO. 1

Amend House Bill No. 519 by deleting all the language in its entirety following the enacting clause and by substituting instead the following:

SECTION 1. No person shall use a telephone or knowingly allow a telephone to be used for the purpose of offering any goods or services for sale or conveying information regarding any goods or services if such use involves an automated system for the selection or dialing of telephone numbers and the playing of a recorded message when a connection is completed to a number called.

SECTION 2. Nothing herein prohibits the use of an automated telephone system with recorded messages if the calls are made or messages given solely in response to calls initiated by the persons to whom the automatic calls or recorded messages are directed, or if the calls made concern goods that have been previously ordered or purchased.

SECTION 3. Any person who violates any provisions of this act is guilty of a misdemeanor and shall, upon conviction, be fined not more than five hundred dollars (\$500) and be imprisoned not more than one (1) year, or both.

SECTION 4. The director of the office of consumer affairs of the department of commerce and insurance, or the District Attorney General in the district where the automated calls are received may seek injunctive relief to enforce this act. In the event that a civil action is filed pursuant to this section, the prevailing party shall be entitled to a reasonable attorney's fee.

SECTION 5. This act shall take effect on June 1, 1986, the public welfare requiring it.

SENATE AMENDMENT NO. 2

Amend House Bill No. 519 by adding to the end of Section 2 after the words "or purchased" the following new language:

, or if the calls are made by any public utility concerning service provided to its customers.

Mr. Cobb moved that the House non-concur in Senate Amendments Nos. 1 and 2, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 620--To enact School Nutrition Standards Act.

SENATE AMENDMENT NO. 2

Amend House Bill No. 620 by deleting Sections 1 through 7 in their entirety and substituting instead:

SECTION 1. TITLE. This act may be cited as the "Tennessee School Nutrition Standards Act."

SECTION 2. Unless a waiver is granted pursuant to Section 3(j) of this act and only to the extent federal funds are available for free or reduced price meals:

(a) Each school board shall establish a school lunch program in every school under its jurisdiction in accordance with rules and regulations established under Section 3 of this Act.

(b) Each school board shall establish a school breakfast program in the following schools based on the cumulative analysis of school lunch participation for the month of April of the preceeding school year:

(1) every school which contains kindergarten through eighth grade in which twenty-five percent (25%) or more of the students participated in the school lunch program at a free or reduced price; and

(2) in every school which does not contain a kindergarten through eighth grade in which forty percent (40%) or more of the students participated in the school lunch program at a free or reduced price.

SECTION 3. The commissioner of education shall promulgate rules and regulations which shall:

(a) Establish minumum nutrition requirements for school lunch and school breakfast programs.

- (b) Establish standards of income eligibility for free or reduced price meals for disadvantaged children.
- (c) Prescribe uniform methods for determining eligibility for free or reduced price meals.
- (d) Require that each school board establish a method to regularly notify students and parents of the availability of free or reduced price meals and to encourage participation in the breakfast program.
- (e) Establish a uniform reporting system for the collection and compilation of data on the administration of this act including a report on each individual school, regardless of their participation.
- (f) Require each local school board to submit to the commissioner a plan for compliance with this act sixty days (60) prior to the beginning of the school year. For each subsequent school year, require each local school board to submit modifications to the plan sixty (60) days prior to the beginning of the school year.
- (g) Require each local school board to certify to the commissioner compliance with the plan as submitted or modified within thirty (30) days after the beginning of the school year.
- (h) Provide that compliance with the standards and requirements of the federal National School Lunch Act (42 United States Code, Sections 42-1751-1769.), as amended, and the federal Child Nutrition Act of 1966 (42 United States Code, 42-1771-1789), as amended, shall be deemed compliance with these requirements.
- (i) Permit, in accordance with federal requirements, reimbursement for supervision of students participating in a meals program required by this act.
- (j) Allow the local school board to waive the requirements of Section 2(b) for any individual school for each year that the board determines at a public meeting of the board with notice and right to be heard to any person who has, in writing, requested to be notified of the consideration of such waivers: (1) that the implementation of a school breakfast program would cause an unavoidable and unreasonable disruption of schedule which would substantially impair the ability of the school to maintain a proper educational program, (2) the cumulative annualized participation in the school breakfast program is less than fifty (50) students and the school has complied with Section 2(b) or (3) that the implementation of the program would cause the expenditure of state or local education funds for

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which reimbursement under the Federal Child Nutrition Act of 1966, as amended, is unavailable or inadequate.

(k) Not permit the limitation of the full six and one half (6 1/2) hours instructional school time required by statute.

(l) Provide that the established work day of certified personnel shall not, without compensation, be lengthened as a result of this act and that the principal not be in charge of the lunch program in any county where a system-wide school food service manager is available.

SECTION 4.

(a) Within thirty (30) days prior to the beginning of the school year, the commissioner of education shall review each plan and subsequent modifications submitted under Section 3 (g) and determine whether the plan complies with this act.

(b) The commissioner of education shall investigate and promptly act upon any allegation of non-compliance within this act or the rules and regulations established under this act.

SECTION 5. In January of each year the commissioner of education shall make a report to the House and Senate Education Committees, detailing for each individual school whether that school participates in the programs required under this act, if not the reason for not participating and if a waiver was granted the reason for the waiver, along with the number and percentage of student participation for each school participating.

SECTION 6. Tennessee Code Annotated, Section 49-3-313, is amended by adding the following new subsection:

(d) Such state matching funds shall be distributed only to a participating LEA which is in compliance with the Tennessee School Nutrition Standards Act.

SECTION 7. This act shall take effect upon becoming law, the public welfare requiring it.

SENATE AMENDMENT NO. 3

Amend House Bill No. 620 by adding a new subsection to Section 2, as follows:

() Each local education agency operating a school breakfast program pursuant to this act shall be reimbursed by the state for any additional expenses to that local education agency which are incurred as a result of implementation of this act.

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() This school breakfast program shall automatically terminate if federal funding for such program cases.

Mr. Cobb moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	71
Noes	13

Representatives voting aye were: Bell, Bivens, Brewer, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Ellis, Gafford, Gaia, Harrill, Hassell, Hawkins, Hillis, Hurley, Huskey, Ivy, Jared, Jones, Kernell, King, Kisber, Lawson, Love, McCroskey, McNally, Miller, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Wix, Wolfe and Work--71.

Representatives voting no were: Bewley, Bragg, Buck, Chiles, Copeland, Duer, Frensley, Hobbs, McAfee, Montgomery, Stafford, Wood and Yelton--13.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 649--To provide payment, certain attorneys.

SENATE AMENDMENT NO. 1

Amend House Bill No. 649 by deleting Sections 1 and 2 in their entirety and by substituting the following as Section 3:

Tennessee Code Annotated, Section 67-4-602 (b) is amended by deleting the words and figures, "seventeen dollars and twenty-five cents (\$17.25)" and substituting instead the words and figures, twenty dollars (\$20.00).

Tennessee Code Annotated, Section 67-4-602 (b) is further amended by deleting the period, "." in the second sentence and substituting instead the following language and punctuation:

Two dollars and seventy-five cents (\$2.75) and shall be paid into the state treasury with the proceeds used entirely to fund the provisions of Tennessee Code Annotated, Section 40-14-207.

And by substituting the following as Section 4:

This Act shall take effect July 1, 1986, the public welfare requiring it.

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Mr. Cobb moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	76
Noes	13

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, King, Kisber, Lawson, Love, May, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Severance, Shirley, Stallings, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Winningham, Wix, Wolfe, Work and Yelton--76.

Representatives voting no were: Bewley, Chiles, Clark (Sumner), Copeland, Dills, Duer, Harrill, McCroskey, Robinson (Washington), Stafford, Swann, Tankersley and Wood--13.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 750 out of order, which motion prevailed.

House Joint Resolution No. 750--Relative to expressing sorrow, death of Mamie E. Willis--By DeBerry, Dixon, Gaia, Turner, L. (Shelby), Jones and Mr. Speaker McWherter.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. DeBerry , the resolution was adopted.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 864--To make certain provisions, disabled persons.

SENATE AMENDMENT NO. 2

Amend House Bill No. 864 by adding a new section thereto, immediately before the effective date section, as follows:

SECTION _____. Expenditures under the provisions of this act shall be subject to the approval of the commissioner of finance and administration.

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Ms. Turner (Hamilton) moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1181--To increase compensation, county officers and court clerks.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1181 by deleting all of the text in House Amendments 2 and 3.

Mr. Murphy moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kernell, King, Kisber, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work and Yelton--90.

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A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1322--To make provisions, Board of Claims.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1322 as follows:

Section 5 is amended by deleting the section in its entirety and by renumbering the subsequent sections accordingly.

Mr. Murphy moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	97
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

Representative voting no was: Shirley--1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1385--General Appropriations Bill.

The Senate refused to recede from its action in adopting Amendments 1, 2 and 6, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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Mr. Henry moved that the House refuse to recede from its action in nonconcurring in Senate Amendments Nos. 1, 2 and 6 House Bill No. 1385, which motion prevailed.

Mr. Henry moved that the Speaker appoint a Conference Committee to meet with a like committee from the Senate in order to resolve the differences between the two bodies on House Bill No. 1385, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Henry, Scruggs, Copeland, Burnett, Rhinehart, Bragg, DeBerry, Jared, Naifeh, Miller, Tanner, Cobb and Brewer, as the Conference Committee on House Bill No. 1385.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1413--To make certain provisions, licensing contractors.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1413 by deleting the section of the bill which reads as follows:

"This act shall not affect counties with a population of not less than 777,113 according to the 1980 federal census or any other subsequent federal census."

SENATE AMENDMENT NO. 2

Amend House Bill No. 1413 by deleting the language added by House Amendment 3.

Mr. Clark (Sumner) moved that the House concur in Senate Amendments Nos. 1 and 2, which motion prevailed by the following vote:

Ayes	86
Noes	7
Present and not voting	1

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kernell, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Moody, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Tankersley, Tanner, Turner (Hamilton), Turner, C.

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(Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Work, and Mr. Speaker McWherter--86.

Representatives voting no were: Bewley, Harrill, Lawson, Patterson, Webb, Whitson and Yelton--7.

Representative present and not voting was: Swann--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1507--To exempt food stamp purchases from sales tax.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1507 by adding to Section 2, as amended, a new sentence at the end of the amendatory language, as follows:

If not required by federal law, this exemption shall not be implemented and shall have no effect.

Mr. Cobb moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	86
Noes	8

Representatives voting aye were: Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Darnell, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Gafford, Gaia, Garrett, Gill, Hassell, Hawkins, Henry, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--86.

Representatives voting no were: Bell, Chiles, Curlee, Frensley, Harrill, Hillis, Lawson and Winningham--8.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1687--To increase compensation, certain members of Safety Department.

SENATE AMENDMENT NO. 5

Amend House Bill No. 1687 by deleting in subsection 6(b) the words "In the implementation of the schedule contained in subsection (a)" and substituting the following:

"For implementation purposes in each fiscal year of the compensation survey".

AND FURTHER AMEND by inserting in subsection 6(b) between the words "higher rank" and "and any length" the words ", any length of service in the law enforcement training academy at the same or a higher rank".

SENATE AMENDMENT NO. 6

Amend House Bill No. 1687 by deleting Section 10 in its entirety and substituting the following new Section 10:

Section 10.(a) For implementation purposes of the compensation survey in fiscal year 1986-87, the average compensation for each class of position in each duty classification as determined in subdivision 4(a)(1) shall be multiplied by eighty-three and forty-three hundredths percent (83.43%), which shall equal step one (1) of each class of position in each duty classification. All other steps shall be computed in accordance with subsection (4)(a).

(b) For implementation purposes of the compensation survey in fiscal year 1987-88, the average compensation for each class of position in each duty classification as determined in subdivision 4(a)(1) shall be multiplied by ninety-one and eighty-three hundredths percent (91.83%), which product shall equal step one (1) of each class of position in each duty classification. All other steps shall be completed in accordance with subsection (4)(a).

(c) For implementation purposes of the compensation survey in fiscal year 1988-89, and in all subsequent fiscal years, the average compensation for each class of position in each duty classification shall be determined in accordance with subdivision (a)(1). All other steps shall be computed in accordance with subsection 4(a).

AND FURTHER AMEND by adding the following to Subsection 5(c):

It is the intent of the General Assembly that in each fiscal year any adjustment arising from the survey provided for in this act or any increase in the salary schedule determined by the survey shall be included in the budget as submitted to the General Assembly, but that the payment of such adjustment or increase in the salary schedule is conditioned upon the funding of such adjustment or increase being funded in the annual appropriations bill.

SENATE AMENDMENT NO. 7

Amend House Bill No. 1687 by adding to section 6 the following new subsection (e) and designating subsequent subsections accordingly:

(e) For implementation purposes in each fiscal year of the compensation survey the following duty classifications shall be paid the same as the duty classification deemed its equivalent below, for like years of service:

An investigator in the division of motor vehicle enforcement shall be equivalent to a sargeant in the division of motor vehicle enforcement;

An investigator supervisor in the division of motor vehicle enforcement shall be equivalent to a lieutenant in the division of motor vehicle enforcement; and,

An investigator director in the division of motor vehicle enforcement shall be equivalent to a captain in the division of motor vehicle enforcement.

Mr. Rhinehart moved that the House concur in Senate Amendments Nos. 5, 6 and 7, which motion prevailed by the following vote:

Ayes	89
Noes	5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Drew, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Cobb, Henry, Lawson, Scruggs and Williams--5.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1372--To make provisions, Department of Conservation.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1372 by deleting the language of Section 1, in its entirety, and renumbering all subsequent sections accordingly.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1372 in subsection (c) of Section 6 of the bill as originally introduced by adding the following language at the end of said subsection:

The commissioner of conservation shall promulgate rules which establish policies, rules and procedures applicable to the issuance of permits and licenses pursuant to this subsection. Such rules shall be promulgated in accordance with the provisions of title 4, chapter 5. Such rules shall also be reviewed and approved by the commissioner of finance and administration before becoming effective.

SENATE AMENDMENT NO. 4

Amend House Bill No. 1372 in Section 5(a) by deleting the following language:

; provided, however, that persons employed by the department as of January 1, 1986, shall be required only to meet the qualifications set out by this section on January 1, 1986.

and inserting the following instead:

; provided, however, that persons employed as park rangers as of January 1, 1986, who meet the qualifications set out by this section as it existed on January 1, 1986, shall not be denied promotion to a position as park manager or any equivalent position because of not meeting any more stringent qualifications which may be established pursuant to this subsection.

Mr. Moore moved that the House concur in Senate Amendments Nos. 1, 2 and 4, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton),

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Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1735--To create statewide public guardianship program, elderly.

Ms. DeBerry moved that the motion to reconsider Senate Bill No. 1735 be lifted from the table, which motion prevailed.

Ms. DeBerry moved that the House reconsider its action in passing Senate Bill No. 1735 on third and final consideration, as amended, which motion prevailed.

Ms. DeBerry moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Ms. DeBerry moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1735, passed its third and final consideration by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1756--To extend use, telephone network, certain students.

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Mr. Chiles moved that the motion to reconsider Senate Bill No. 1756 be lifted from the table, which motion prevailed.

Mr. Chiles moved that the House reconsider its action in passing Senate Bill No. 1756 on third and final consideration, as amended, which motion prevailed.

Mr. Chiles moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Chiles moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1756, passed its third and final consideration by the following vote:

Ayes	97
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

Representative voting no was: Stafford--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1778--To enact Comprehensive Health Insurance Pool Act.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1778 by adding the following language to the end of Section 7:

The board of directors shall further report to the appropriate standing committees of each house by March 1 of each year.

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AND FURTHER AMEND by adding the following item to Tennessee Code Annotated, Section 4-29-208 (a):

() Comprehensive health insurance pool, board of directors, created by Section ____;

SENATE AMENDMENT NO. 2

Amend House Bill No. 1778 in Section 9 (e) as follows:

1. Add period at the end of the words, "Title 56" and delete all remaining language of said sentence.
2. Add new sentence after "Title 56": "Members who are not required to pay for premium taxes under title 56 shall not be assessed."

SENATE AMENDMENT NO. 3

Amend House Bill No. 1778 in Section 12 (a) by adding a new paragraph (17) to read as follows:

"Services provided by doctors of Chiropractic Podiatry and Optometry".

SENATE AMENDMENT NO. 4

Amend House Bill No. 1778 by adding to the end of Section 9(c) the following new item:

(3) The total amount of assessments shall at no time exceed the amount of funds contributed by the state to the pool. The amount of state funds shall not exceed two million dollars (\$2,000,000) a year.

SENATE AMENDMENT NO. 5

Amend House Bill No. 1778 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

SENATE AMENDMENT NO. 6

Amend House Bill No. 1778 by adding the following words to the end of Section 4 (c):

All travel expense claims filed pursuant to this subsection shall be reimbursed from funds appropriated to the department of commerce and insurance.

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Mr. Kernell moved that the House concur in Senate Amendment No. 1, 2, 3, 4, 5 and 6, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1838--To regulate certificates of need, adolescent psychiatric facilities.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1838 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

Mr. Miller moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	91
Noes	1
Present and not voting	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McCroskey, McNally, Miller,

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Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --91.

Representative voting no was: McAfee--1.

Representative present and not voting was: Rhinehart--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1847--To require certain written notice, teachers.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1847 in the amendatory language of Section 1 by substituting a period (.) in place of the semicolon (;) after the words "continuing contract law", and deleting the remainder of the amendatory language so that the amendatory provision will read as follows:

() To provide written notice to apprentice teachers of specific reasons for failure of re-election pursuant to the continuing contract law.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1847 by deleting the amendatory language in Section 1 in its entirety and by substituting in lieu thereof the following:

() To require the superintendent of schools to provide written notice to apprentice teachers of specific reasons for failure of re-election pursuant to the continuing contract law.

The purpose of this requirement is to assist apprentice teachers in improving their skills in the event they secure other employment in the education field and the reasons are for informational purposes only.

Nothing contained herein shall be construed to grant tenure or the expectation of continued employment to any person.

The decision of the Board of Education to, in its discretion, not re-elect apprentice teachers shall be final and shall not be subject to judicial review.

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and by deleting in Section 2 the words "upon becoming law" and substituting in lieu thereof "July 1, 1986."

Mr. Rhinehart moved that the House non-concur in Senate Amendments Nos. 1 and 3, which motion prevailed.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1852--To regulate practice of barbering.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1852 by deleting the text of SECTION 2 in its entirety and substituting the following:

Tennessee Code Annotated, Section 62-3-105, is amended by deleting the word "or" at the end of item (5) thereunder, and by adding the following new items:

(7) Applying cosmetic preparations, antiseptics, powders, oils, clays, or lotions to scalp, face, neck, or other parts of the body; or

(8) Manicuring and nail care.

AND FURTHER AMEND by deleting the amendatory language of SECTION 13 in its entirety and substituting the following:

Proves by sworn affidavits that he has continuously and lawfully practiced as a barber in another jurisdiction for the immediately preceding five (5) years.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1852 by deleting item (3) of the amendatory language of Section 23 in its entirety and by substituting the following:

(3) For the issuance of a certificate of registration as a master barber, after passing the examination, twenty dollars (\$20.00);

AND FURTHER AMEND by deleting item (8) of the amendatory language of Section 23 in its entirety and by substituting instead the following:

(8) For the issuance of a certificate of registration as a technician, after passing the examination, twenty-five dollars (\$25.00);

AND FURTHER AMEND by deleting item (11) of the amendatory language of Section 23 in its entirety and by substituting instead the following:

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(11) For a certificate of registration to own, operate, or conduct a barber school or college, six hundred dollars (\$600.00);

AND FURTHER AMEND by deleting item (15) of the amendatory language of Section 23 in its entirety and by substituting instead the following:

(15) For the issuance of a certificate of registration as a barber instructor, after passing the examination, thirty-five dollars (\$35.00);

AND FURTHER AMEND by deleting item (18) of the amendatory language of Section 23 in its entirety and by substituting instead the following:

(18) For an applicant to register a new barber shop, or change ownership or location of a barber shop, an inspection fee of thirty-five dollars (\$35.00), an approval fee of fifteen dollars (\$15.00), plus twenty-five dollars (\$25.00) for a certificate of registration;

AND FURTHER AMEND by deleting the word "shop" from item (12) of the amendatory language of SECTION 23 and substituting the word "school".

Mr. Clark (Sumner) moved that the House concur in Senate Amendments Nos. 1 and 3, which motion prevailed by the following vote:

Ayes	83
Noes	10

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Collier, Copeland, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--83.

Representatives voting no were: Bewley, Crain, Dills, Harrill, Lawson, McAfee, Severance, Whitson, Winningham and Wolfe--10.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1870--To enact Agricultural Production Input Law.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1870 by deleting the period (.) at the end of item (4) of Section 2 and by adding the following:

" , provided, however, in the case of a bank, lender shall mean a bank which has an existing banking relationship with the debtor either due to an agricultural crop loan made within the preceding two (2) years, an existing farm or agricultural loan or mortgage or an existing deposit account."

by adding to Section 2 the following item to be appropriately numbered:

() "debtor" shall mean a farmer who is or has requested financial assistance from a lender through a supplier.

by inserting in Section 3(1) the words " , at the request of the debtor" between the words "a supplier" and "may notify".

by deleting the second sentence of Section 3(a)(iv), as amended.

by deleting from Section 3, item (5) as amended, (originally item (6)) and by substituting instead the following:

(5) (a) Any response provided by a lender shall be adequate if it provides information which is within the knowledge of the lender as of the date of such response. No subsequent statement shall be required from the lender for information which arises after the date of such response.

(b) The priority of a security interest in crops or their proceeds of a lender who responds to a security interest notification statement or who is not required to respond shall be governed solely by the Uniform Commercial Code, Tennessee Code Annotated, Title 47, Chapter 9, and not by the provisions of this act.

(6) A security interest notification statement provided pursuant to subsection (3) shall be accompanied by a fee of fifteen dollars (\$15.00); provided, however, no fee shall be required for a second notification if the lender fails to respond to the first notification within the 15 day period.

by inserting in the first sentence of Section 4(1) the words "only as provided in this act" immediately after the words "security interest".

Mr. DePriest moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	91
Noes	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Collier, Copeland, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--91.

Representatives voting no were: Crain and Lawson--2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1573--To make provisions, center for industrial services.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1573 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION ____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

Mr. McNally moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Ridgeway, Robinson

(Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1875--To amend Titles 9 and 67 Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1875 by adding a new section to the bill to be appropriately numbered and to read as follows:

Section ____ . Tennessee Code Annotated, Title 9, Chapter 4, Part 7 is amended by adding a new section to read as follows:

"The treasurer is authorized to open such accounts as are permitted by the federal reserve for the safekeeping and other servicing of securities of local governments and to enter into agreements with local governments to provide for such services as may be permitted by the federal reserve. The treasurer is further authorized to deduct reasonable charges for the services provided pursuant to this section from the participating local government's account in the local government investment pool established pursuant to Title 9, Chapter 4, Part 7, Tennessee Code Annotated."

Mr. Rhinehart moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1881--To amend Section 67-6-102, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1881 by adding the following language at the end of Section 2:

It is further the intention of the General Assembly that nothing in this act shall be construed to limit or remove any exemption previously granted in regard to industrial machinery used in mining.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1881 by deleting the words "and (iii)" in Section 1 and by substituting instead the words "or (iii)".

Mr. Wheeler moved that the House concur in Senate Amendments Nos. 1 and 2, which motion prevailed by the following vote;

Ayes	89
Noes	7

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

Representatives voting no were: Clark (Sumner), Frensley, Lawson, McAfee, Moody, Swann and Tankersley--7.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1904--To provide for transferability in vacable trust funds.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1904 by deleting from the amendatory

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language in Section 1 the words "defray" and "or" wherever they appear between the quotation marks.

Mr. Garrett moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1940--To make certain provisions, electric cooperatives.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1940 by adding the following new sentence to Section 2:

Provided, further, such immunity from suit shall be removed when any corporation, association, or organization within the provisions of Section 3(c) of this act has a certificate of registration or license from the Secretary of State issued pursuant to the provisions of Tennessee Code Annotated, Section 39-6-609 and such immunity is removed for the period of such certificate or license.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1940 by deleting the second sentence of Section 1 in its entirety.

AND FURTHER AMEND Section 1 by adding the language "as policy makers." to the end of the last sentence.

AND FURTHER AMEND by adding to Section 2 the following new sentence:

"Nothing in this act shall be construed to grant immunity to the not-for-profit cooperative, corporation, association, or organization."

SENATE AMENDMENT NO. 4

Amend House Bill No. 1940 by adding to item d. of Section 3 after the words "as amended" and before the period ".", the following:

" , the members of which are exempt or not subject to federal income taxation"

Mr. Naifeh moved that the House concur in Senate Amendments Nos. 2, 3 and 4, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF AMENDED BILL

House Bill No. 1962--To increase Medicaid coverage, hospital care.

Mr. Starnes moved that the motion to reconsider House Bill No. 1962 be lifted from the table, which motion prevailed.

Mr. Starnes moved that the House reconsider its action in passing House Bill No. 1962 on third and final consideration, as amended, which motion prevailed.

On motion, House Bill No. 1962 was made to conform with Senate Bill No. 1536.

On motion, Senate Bill No. 1536, on same subject, was substituted for House Bill No. 1962.

Mr. Starnes moved that Senate Bill No. 1536 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 607--Relative to providing credit, gifted and talented programs.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution 607 in the first sentence of the first resolving clause by deleting the words "to take" and substituting the words "to consider taking".

AND FURTHER AMEND in the first sentence of the first resolving clause by deleting the words "there shall also be" and substituting the words "they shall also consider".

AND FURTHER AMEND in the second sentence of the first resolving clause by deleting the words "to specify" and substituting the words "to consider".

AND FURTHER AMEND in the third sentence of the first resolving clause by deleting the words "The requirements shall be comparable" and substituting the words "They shall also consider making the requirements comparable".

AND FURTHER AMEND in the second resolving clause by deleting the words "to devise" and by substituting the words "to consider".

Ms. Turner (Hamilton) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

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Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

Mr. Frensley moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 303 out of order, which motion prevailed.

Senate Joint Resolution No. 303--Relative to study, rapid growth expansion, local governments.

Mr. Frensley moved that Senate Joint Resolution No. 303 be concurred in which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF AMENDED BILL

Senate Bill No. 1686--To regulate health clubs.

Mr. Jared moved that the motion to reconsider Senate Bill No. 1686 be lifted from the table, which prevailed.

Mr. Jared moved that the House reconsider its action in passing Senate Bill No. 1686 on third and final consideration, as amended, which motion prevailed.

Mr. Jared moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Jared moved that Amendment No. 1 be withdrawn, which motion prevailed.

Mr. Jared moved to amend as follows:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 1686 by deleting the designation "(a)" from the amendatory language of Section 3.

AND FURTHER AMEND by deleting the amendatory language of Section 4 in its entirety and substituting the following:

(a) The duration of a health club agreement shall not exceed thirty-six (36) months from the date such agreement is executed. At no time shall the term of any renewal or extension of a health club agreement plus the remaining term of such agreement exceed a period of thirty-six (36) months.

(b) No health club agreement shall contain in automatic renewal or extension clause.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1686, as amended, passed its third and final consideration by the following vote:

Ayes	81
Noes	15

Representatives voting aye were: Bell, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Hassell, Henry, Hillis, Hobbs,

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Hurley, Huskey, Ivy, Jared, Jones, Kent, King, Kisber, Love, McAfee, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Napier, Patterson, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--81.

Representatives voting no were: Bewley, Chiles, Davis (Knox), Harrill, Hawkins, Kernell, Lawson, May, McCroskey, McNally, Nance, Peroulas, Scruggs, Severance and Whitson--15.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

892--To provide for restoration of voting rights, convicted felons.

The Speaker appointed a Conference Committee composed of Senators Cohen, Albright and Crutchfield to confer with a like committee from the House to resolve the differences of the two bodies.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 892

The Senate and House Conference Committees appointed pursuant to motions to resolve differences between the two houses on Senate Bill 883/ House Bill 892 have met and recommend that Senate Amendment No. 2 be deleted and that the bill be further amended so as to read as follows:

SECTION 1. Title 40, Section 29, Part I is amended by adding the following new sections:

"The provisions and procedures provided for in this chapter shall apply to all persons convicted of an infamous crime prior to July 1, 1986. For all persons convicted of infamous crimes after July 1, 1986 the following procedures shall apply:

(a) Persons rendered infamous or deprived of the rights of citizenship by the judgment of any state or federal court, may have their full rights of citizenship restored upon:

(1) Receiving a pardon, except where such pardon contains special conditions pertaining to the right to suffrage; or

(2) Service or expiration of the maximum sentence imposed for any such infamous crime; and

(3) Being granted final release from incarceration or supervision by the board of parole, the department of correction or county correction authority.

(b) Provided however, persons rendered infamous after effective date of this Act by virtue of being convicted of one of the following crimes shall never be eligible to register and vote in this state: First degree murder, aggravated rape, treason, or voter fraud.

(c) Any person eligible for restoration of citizenship pursuant to Section (a) of this Act shall be issued a certificate of restoration upon a form prescribed by the coordinator of elections, by:

(1) The pardoning authority; or

(2) An agent or officer of the supervising or incarcerating authority.

(d) Any authority issuing a certificate or restoration shall forward a copy of such certificate to the coordinator of elections.

(e) Any person issued a certificate of restoration shall submit, to the registrar of the county in which he is eligible to vote, such certificate and upon verification of the same with the state coordinator of elections be issued a voter registration card entitling him to vote.

(f) A certificate of restoration issued pursuant to Section (c) of this act shall be sufficient proof to the registrar that such person fulfills the above requirements; however, before allowing a person convicted of an infamous crime to become a registered voter it shall be the duty of the registrar in each county to verify with the state coordinator of elections that such person is eligible to register under the provisions of this section.

SECTION 2. This Act shall take effect July 1, 1986 the public welfare requiring it.

Respectfully submitted this the ____ day of April, 1986.

FOR THE SENATE

Senator Cohen

Senator Albright

Senator Crutchfield

FOR THE HOUSE

Representative Williams

Representative Cobb

Representative Murphy

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Mr. Cobb moved that the Report of the Conference Committee on House Bill No. 892 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes	84
Noes	12

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Curlee, Darnell, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Napier, Patterson, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--84.

Representatives voting no were: Byrd, Cross, Davis (Cocke), Harrill, Huskey, Lawson, Moody, Nance, Severance, Shirley, Turner, C. (Shelby) and Wix--12.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1241--To appropriate funds, certain dues, county officeholders.

The Senate nonconcurred in House Amendments Nos. 1, 2, 3, 4 and 5.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 1241--To appropriate funds, certain dues, county officeholders.

Mr. Naifeh moved that the motion to reconsider Senate Bill No. 1241 be lifted from the table, which motion failed by the following vote:

Ayes	56
Noes	39
Present and not voting	1

Representatives voting aye were: Bivens, Bragg, Brewer, Byrd, Clark (Davidson), Cobb, Collier, Covington, Cross, Curlee, Darnell, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Gafford, Gaia, Garrett, Gill, Hillis, Hobbs, Ivy, Jared, Jones, Kernell, King, Kisber, Love, Miller, Murray, Naifeh, Nance, Napier, Patterson, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Stallings, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Winningham, Wix, Work, Yelton and Mr. Speaker McWherter--56.

Representatives voting no were: Bell, Bewley, Buck, Burnett, Chiles, Clark (Sumner), Copeland, Crain, Davis (Cocke), Davis (Knox), Dills, Duer, Frensey, Harrill, Hassell, Hawkins, Henry, Hurley, Huskey, Kent, Lawson, May, McAfee, McCroskey, McNally, Montgomery, Moody, Peroulas, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Swann, Tankersley, Webb, Whitson, Wolfe and Wood--39.

Representative present and not voting was: Turner, C. (Shelby)
--1.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1307--To authorize amusement tax, certain counties; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1307--To authorize amusement tax, certain counties.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1307 by inserting a new Section 5 as follows and by renumbering present Section 5 and subsequent sections accordingly:

Section 5. Chapter 776 of the 1947 Private Acts, as amended by the provisions of this Act and all other acts amendatory thereto, shall cease to be effective on January 1, 1992.

Mr. Miller moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1741--To enact the Career Employee Act.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1741 by adding the following as a new section and numbering it appropriately:

Section _____. Tennessee Code Annotated 8-30-101 (17) is amended by adding the following as a new subsection:

() All employees of the Tennessee Advisory Commission on Intergovernmental Relations.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1741 by adding the following language to the amendatory language of Section 13, as amended, after the words and punctuation "Alvin C. York Institute,":

and any other special school hereafter established

AND FURTHER AMEND by deleting the word "and" from the amendatory language of the new section which amends Tennessee Code Annotated 8-30-101 (17) (H) and by adding the following language after the words "Alvin C. York Institute":

, and any other special school hereafter established

Mr. Rhinehart moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

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Ayes 90
Noes 5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

Representatives voting no were: Chiles, Copeland, Crain, McAfee and Scruggs--5.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1933--To establish program to assist victims and witnesses, crime.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1933 in SECTION 4 of Amendment 1 by deleting the following language:

(i) for the fiscal year ending June 30, 1986 fifty percent (50%) to the victims of drunk driver's compensation fund established pursuant to section 3 of this act and fifty percent (50%) to the criminal injuries compensation fund;

and by substituting in lieu thereof the following:

(i) for the fiscal year ending June 30, 1986 seventy-five percent (75%) to the general fund, twelve and one-half percent (12.5%) to the victims of drunk driver's compensation fund established pursuant to section 3 of this act and twelve and one-half percent (12.5%) to the criminal injuries compensation fund;

SENATE AMENDMENT NO. 3

Amend House Bill No. 1933 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

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SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

Mr. Naifeh moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1341--To provide for meetings, motor vehicle commission.

The Senate lifted the tabling motion, reconsidered passage of the bill, adopted Amendment No. 1; then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1341--To provide for meetings, motor vehicle commission.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1341 by inserting the following new section immediately preceding the effective date section and numbering the sections accordingly:

Section _____. Tennessee Code Annotated, Section 55-17-104, as amended by Chapter 658 of the Public Acts of 1986, is amended in subsection 1 (a) by deleting from the third sentence the words "qualified persons" and substituting instead the words "qualified persons from motor vehicle manufacturers licensed in Tennessee".

Section _____. Tennessee Code Annotated, Section 55-17-104, is amended by deleting from subsection 2 (b) as amended by Chapter 658 of the Public Acts of 1986, the following language:

"The terms of the industry members first appointed to the commission from the list submitted by the Tennessee Manufacturers Association shall be"

and substituting instead the following new language:

"Terms of the two (2) members first appointed from manufacturers representatives shall be"

Mr. Wolfe moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Dixon, Drew, Duer, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1550--To create alternative programs, persons on probation.

SENATE AMENDMENT NO. 4

Amend House Bill No. 1550 by deleting in its entirety the section of the bill which reads as follows:

SECTION _____. The provisions of this act shall not be construed to be an appropriation of funds and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

Mr. McAfee moved that the House concur in Senate Amendment No. 4, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1787--To provide for legal counsel indigents.

SENATE AMENDMENT NO. 2

Amend House Bill NO. 1787 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

SENATE AMENDMENT NO. 3

Amend House Bill NO. 1787 by adding before the severability section the following new sections and by renumbering the subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Section 40-14-207, is amended by deleting the words and figures "one hundred dollars (\$100)" and by substituting instead the words and figures "two hundred dollars (\$200)".

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SECTION ____. Tennessee Code Annotated, Section 40-14-207, is further amended by deleting the words and figures "five hundred dollars (\$500)" wherever they appear and by substituting instead the words and figures "one thousand dollars (\$1,000)".

SECTION ____. Tennessee Code Annotated, Section 37-1-150(e)(3) is amended by deleting the words and figures "fifty dollars (\$50)" and by substituting instead the words and figures "one hundred dollars (\$100)".

Mr. Murphy moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill NO. 1803--To make certain provisions, retirement benefits.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1803 by adding the following as a new section:

SECTION . Tennessee Code Annotated, Section 8-34-206 is amended by adding the following new Subsection.

() Notwithstanding any other provision of the law to the contrary, any employer participating in the retirement system pursuant to chapter 35 of this title, part 2, which is a hospital located in a county with a population of not less than twenty-two thousand (22,000) nor more than twenty-two thousand five-hundred (22,500) according to the 1980

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Federal Census or any subsequent census may, at its option, elect by July 1, 1986 to discontinue the assumption of employee contributions to the retirement system on behalf of employees beginning employment on or after July 1, 1986, by the adoption of a resolution by two-thirds (2/3) vote of the chief legislative body.

AND FURTHER AMEND by deleting Section 2 (the effective date section) and substituting the following:

Section 2. This act shall take effect upon passage the public welfare requiring it.

Mr. McCroskey moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	95
Noes	1

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

Representative voting no was: Bragg--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1955--To make certain provisions, education boards.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1955 by deleting the amendatory language in its entirety and by substituting instead the following language:

Tennessee Code Annotated, Title 12, Chapter 4, Part 3, is amended by adding the following new section:

(a) The board for licensing health care facilities shall by regulation establish a pilot program to reimburse licensed

residential homes for the aged, as defined by section 68-11-201(6)(a) to the exclusion of institutional homes for the aged, in those counties having a metropolitan form of government and in those counties having a population, according to the 1980 or any subsequent census between 56,000 and 56,100 and between 770,000 and 780,000. These regulations may in the discretion of the board, distinguish between the types of facilities and between beds within a facility to implement this pilot program, the cost of which shall not exceed the amount provided for this purpose in the general appropriations act.

(b) Upon the effective date of these regulations, the department of health and environment shall reimburse such residential homes for the aged in the amount of nine dollars (\$9.00) per day less patient income for each resident whose total income does not exceed six hundred dollars (\$600.00) per month and whose income is limited to payments made under the Social Security Act. The department of health and environment may promulgate regulations to certify these income limitations and upon which the facility may claim reimbursement. The number of residents whose room, board and personal services may be reimbursed to the residential home for the aged shall not exceed one hundred twenty (120) upon any day.

SENATE AMENDMENT NO. 3

Amend House Bill No. 1955 by adding a new section immediately before the effective date section, as follows, and renumbering the effective date section accordingly:

SECTION _____. In accordance with Article II, Section 24, of the Constitution of Tennessee, this act shall be null and void unless there is a specific appropriation included in the general appropriations act to fund its estimated cost.

Mr. Dixon moved that the House concur in Senate Amendments Nos. 2 and 3, which motion prevailed by the following vote:

Ayes	85
Noes	11

Representatives voting aye were: Bell, Bivens, Brewer, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Love, May, McCroskey, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes,

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Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--85.

Representatives voting no were: Bewley, Bragg, Chiles, Clark (Sumner), Frensey, Henry, Lawson, McAfee, McNally, Scruggs, Swann--11.

A motion to reconsider was tabled.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 164--Relative to commending Leticia Wynett Towns--By DeBerry.

House Resolution No. 165--Relative to commending Jean Rae Bowers--By DeBerry and Dixon.

House Resolution No. 166--Relative to honoring Tom Ensor--By Drew.

House Resolution No. 167--Relative to congratulating owners of WNBG--AM--By Ivy and Wolfe.

House Resolution No. 168--Relative to honoring Tennessee River Pulp and Paper Company--By Wolfe.

House Resolution No. 169--Relative to honoring Larry Hobert Mullenix--By Yelton and Montgomery.

House Resolution No. 170--Relative to commending Carroll M. Seals--By Rhinehart, Bragg and Cobb.

House Joint Resolution No. 749--Relative to honoring Irma Freeman--By Dixon.

House Joint Resolution No. 751--Relative to "Memphis in May International Festival Month"--By King, DeBerry, Shirley, Nance, Hassell, Williams, Turner, C. (Shelby), Byrd, Jones, Turner, L. (Shelby), Gaia, Gill, Kent, Moore, Kernell and Brewer.

House Joint Resolution No. 752--Relative to honoring Amanda Townsend--By Wheeler.

House Joint Resolution No. 753--Relative to welcoming Mrs. Sinae Miyazak--By King and Brewer.

House Joint Resolution No. 754--Relative to commending Leticia Wynett Towns--By DeBerry, Bell, Starnes.

House Joint Resolution No. 755--Relative to commending Jean Rae Bowers--By DeBerry and Dixon.

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House Joint Resolution No. 756--Relative to declaring 1986 as year of Crockett Bicentennial Celebration--By McCroskey, Whitson, Bewley, Gafford, Davis (Gibson), Dills, Robinson (Washington) and Moody.

REPORTS OF STANDING COMMITTEES

JUDICIARY

MR. SPEAKER: Your Committee on Judiciary begs leave to report that we have carefully considered and recommend for passage: House Bill No. 2066.

MURPHY, Chairman.

Under the rules, House Bill No. 2066 was transmitted to the Committee on Calendar and Rules.

On motion, the rules were suspended in order to place the following bills and resolutions on the Consent Calendar: House Resolutions Nos. 164, 165, 166, 167, 168, 169 and 170; House Joint Resolutions Nos. 749, 751, 752, 753, 754, 755 and 756; Senate Joint Resolutions Nos. 334, 336, 343, 344, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357 and 358; House Bills Nos. 1292, 1476, 1753, 1754, 1987, 2010 and 2066.

CONSENT CALENDAR

House Resolution No. 164--Relative to commending Leticia Wynett Towns.

House Resolution No. 165--Relative to commending Jean Rae Bowers.

House Resolution no. 166--Relative to honoring Tom Ensor.

House Resolution No. 167--Relative to congratulating owners of WNBG--A.

House Resolution No. 168--Relative to honoring Tennessee River Pulp and Paper Company.

House Resolution No. 169--Relative to honoring Larry Hobert Mullenix.

House Resolution No. 170--Relative to commending Carroll M. Seals.

House Joint Resolution No. 749--Relative to honoring Irma Freeman.

House Joint Resolution No. 751--Relative to "Memphis in May International Festival Month".

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House Joint Resolution No. 752--Relative to honoring Amanda Townsend.

House Joint Resolution No. 753--Relative to welcoming Mrs. Sinae Miyazaki.

House Joint Resolution No. 754--Relative to commending Leticia Wynett Towns.

House Joint Resolution No. 755--Relative to commending Jean Rae Bowers.

House Joint Resolution No. 756--Relative to declaring 1986 as year of Crockett Bicentennial Celebration.

Senate Joint Resolution No. 334--Relative to Remembrance, victims of Holocaust.

Senate Joint Resolution No. 336--Relative to readmitting Scott County.

Senate Joint Resolution No. 343--Relative to congratulating Irving and Edward Freudberg.

Senate Joint Resolution No. 344--Relative to commending "Thanks to Scandinavia."

Senate Joint Resolution No. 348--Relative to honoring Allen B. Duncan.

Senate Joint Resolution No. 349--Relative to expressing sorrow, George Tidwell.

Senate Joint Resolution No. 350--Relative to "Week of Special Observance Vietnam Veterans."

Senate Joint Resolution No. 351--Relative to honoring Jean Rothwell, teacher of the year.

Senate Joint Resolution No. 352--Relative to honoring Leigh Anne Stratton.

Senate Joint Resolution No. 353--Relative to proclaiming "Farm Recordkeeping Month."

Senate Joint Resolution No. 354--Relative to congratulating Coach Tommy Layne and boys' basketball team.

Senate Joint Resolution No. 355--Relative to congratulating Coach Sam Brooks and boys' basketball team.

Senate Joint Resolution No. 356--Relative congratulating Coach Nick Morken and boys' basketball team.

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Senate Joint Resolution No. 357--Relative congratulating Coach Larry Eastman and boys' basketball team.

Senate Joint Resolution No. 358--Relative to congratulating Coach Johnny Morgan and girls' basketball team.

House Bill No. 1292--To increase litigation tax, Sumner County.

On motion, House Bill No. 1292 was made to conform with Senate Bill No. 1291.

On motion, Senate Bill No. 1291, on same subject, was substituted for House Bill No. 1292.

House Bill No. 1476--To provide motor vehicle tax, Obion County.

On motion, House Bill No. 1476 was made to conform with Senate Bill No. 1224.

On motion, Senate Bill No. 1224, on same subject, was substituted for House Bill No. 1476.

House Bill No. 1753--To amend Charter, Clarksville.

On motion, House Bill No. 1753 was made to conform with Senate Bill No. 1215.

On motion, Senate Bill No. 1215, on same subject, was substituted for House Bill No. 1753.

House Bill No. 1754--To define certain authority, Clarksville City Judge.

On motion, House Bill No. 1754 was made to conform with Senate Bill No. 1497.

On motion, Senate Bill No. 1497, on same subject, was substituted for House Bill No. 1754.

House Bill No. 1987--To regulate taxation of vehicles, Rutherford County.

On motion, House Bill No. 1987 was made to conform with Senate Bill No. 1158.

On motion, Senate Bill No. 1158, on same subject, was substituted for House Bill No. 1987.

House Bill No. 2010--To authorize tax on lodging, Lincoln County.

On motion, House Bill No. 2010 was made to conform with Senate Bill No. 2007.

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On motion, Senate Bill No. 2007, on same subject, was substituted for House Bill No. 2010.

House Bill No. 2066--To authorize judicial commissioners, certain counties.

On motion, House Bill No. 2066 was made to conform with Senate Bill No. 2069.

On motion, Senate Bill No. 2069, on same subject, was substituted for House Bill No. 2066.

Mr. Copeland moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--96.

A motion to reconsider was tabled.

RULES SUSPENDED

Mr. Winningham moved that the rules be suspended for the purpose of introducing House Bill No. 2077, which motion prevailed.

INTRODUCTION OF BILL

House Bill No. 2077--To make certain provisions, Byrdstown--By Winningham.

Passed first consideration.

CALENDAR

Mr. Kernell moved that House Joint Resolution No. 250 be placed on the Calendar for the last day, which motion prevailed.

House Bill No. 1947--Top enact Fairness in Due Process Hearings Act.

Mr. Cobb moved that House Bill No. 1947 be passed on third and final consideration.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1947 by deleting the period (.) at the end of the first amendatory sentence and by adding the words

"when the gross family income is \$25,000.00 per year or less."

and further amend by deleting the figures "ten (10) days" and substituting "thirty (30) days" in the second amendatory sentence.

On motion, the amendment was adopted.

Mr. Cobb moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 1947 by deleting the numbers "\$25,000.00" from Senate Amendment 1 and substituting in lieu thereof the numbers "20,000.00"

On motion, the amendment was adopted.

Mr. Rhinehart moved that House Bill No. 1947 be re-referred to the committee on Calendar and Rules.

Mr. Cobb moved that the motion be tabled, which motion failed by the following vote:

Ayes	19
Noes	63
Present and not voting	2

Representatives voting aye were: Brewer, Darnell, Drew, Frensley, Ivy, Kernell, King, Love, May, McNally, Murphy, Patterson, Pruitt, Robinson (Davidson), Turner, (Hamilton), Turner, C. (Shelby), Turner L. (Shelby), West and Wheeler--19.

Representatives voting no were: Bell, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Sumner), Collier, Copeland, Cross, Curlee,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Duer, Ellis, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Kent, Kisber, McAfee, McCroskey, Montgomery, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Ussery, Webb, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work and Yelton--63.

Representatives present and not voting were: Garrett and Miller --2.

Mr. Cobb moved that House Bill No. 1947 be placed at the heel of today's Calendar, which motion failed by the following vote:

Ayes	41
Noes	46

Representatives voting aye were: Bivens, Brewer, Burnett, Byrd, Clark (Davidson), Clark (Sumner), Crain, Darnell, DeBerry, Drew, Frenley, Henry, Ivy, Jones, Kernell, King, Kisber, Lawson, Love, May, McNally, Moody, Moore, Murphy, Naifeh, Patterson, Peroulas, Pruitt, Robinson (Davidson), Robinson (Washington), Severance, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Williams, Wix and Wolfe--41.

Representatives voting no were: Bell, Bewley, Bragg, Buck, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Duer, Ellis, Harrill, Hassell, Hawkins, Hillis, Hobbs, Hurley, Huskey, Jared, Kent, McAfee, McCroskey, Montgomery, Murray, Nance, Napier, Phillips, Rhinehart, Ridgeway, Robinson (Hamilton), Scruggs, Shirley, Stafford, Stallings, Starnes, Ussery, Webb, Wheeler, Winningham, Wood and Work--46.

Thereupon, the motion to re-refer House Bill No. 1947 to the Committee on Calendar and Rules prevailed by the following vote:

Ayes	57
Noes	26
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dills, Drew, Duer, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Kent, McAfee, McCroskey, Montgomery, Murray, Nance, Napier, Peroulas, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Ussery, Webb, Williams, Winningham, Wix, Wood and Work--57.

Representatives voting no were: Brewer, Burnett, Byrd, Cobb, Dixon, Ellis, Frenley, Ivy, Kernell, King, Kisber, Love, May,

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McNally, Miller, Moore, Murphy, Patterson, Pruitt, Robinson (Davidson), Severance, Turner, (Hamilton), Turner, L. (Shelby), West, Wheeler and Wolfe--26.

Representatives present and not voting were: Darnell, Whitson and Yelton--3.

House Bill No. 1579--To increase salary, certain state officials.

Mr. Brewer moved that House Bill No. 1579 be passed on third and final consideration.

Mr. Brewer moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1579 by deleting Sections 1, 2, 3, 4, 5, and 6 in their entirety and substituting instead the following new section:

Section _____. Tennessee Code Annotated, Section 3-1-107, is amended by adding the following new subsection:

() The annual salary, allowances and other compensation provided by this section shall be adjusted as follows:

(1) Effective November 4, 1986, the salary, allowance and other compensation provided in this section shall be adjusted to reflect the sum of the percentage increase provided for the increase of compensation of general state employees in the general appropriations acts for fiscal year 1985-1986 and fiscal year 1986-1987, respectively.

(2) On July 1, 1987, the base salaries, allowances and other compensation provided in this section shall be adjusted to reflect the percent of change in the average consumer price index (all items-city average) as published by the United States department of labor, bureau of labor statistics between that figure for the calendar year 1986 and the calendar year 1985. Each succeeding July 1, a similar adjustment shall be made, based on the percent of change in the average consumer price index between the two (2) calendar years preceding July 1, of the year in which the adjustment is made. However, no reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years.

No annual salary adjustment made as provided by this item shall exceed four percent (4%).

(3) Effective on the first Tuesday after the first Monday in November of 1988 and each even numbered year thereafter, the salary, allowance and other compensation provided by this section, as adjusted, shall be adjusted to reflect the sum of the percentage increases provided for the increase of compensation of the general state employees in the general appropriations act of the preceding fiscal year and the then current fiscal year less the amount of any adjustment to such salary, allowance and compensation made pursuant to item (1) of this subsection.

(4) Any adjustments authorized by this subsection shall be calculated using the amount of the salary, allowance and other compensation on the effective date of this section plus any previous adjustments. No reduction shall be made by way of adjustment on account of any decrease in the average consumer price index between two (2) successive calendar years.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1579, as amended, failed to receive a constitutional majority by the following vote:

Ayes	7
Noes	87
Present and not voting	2

Representatives voting aye were: Dixon, Gill, Kernell, Murphy, Robinson (Davidson), Tankersley and Ussery--7.

Representatives voting no were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cooke), Davis (Gibson), Davis (Knox), DePriest, Dills, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Kent, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--87.

Representatives present and not voting were: Jones and Robinson (Hamilton)--2.

Having failed to receive a constitutional majority in the affirmative, under the rules, House Bill No. 1579 was referred to the Committee on Calendar and Rules.

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Mr. Love moved that the rules be suspended for the purpose of introducing House Resolution No. 149 out of order, which motion prevailed.

House Resolution No. 149--Relative to religious persecution and repression--By Love.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Love, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Moore moved that the rules be suspended for the purpose of introducing House Resolution No. 172 out of order, which motion prevailed.

House Resolution No. 172--Relative to honoring Representative Elbert Gill, Jr.--By Moore, Byrd and Mr. Speaker McWherter.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Moore moved that House Resolution No. 172 be adopted, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

Mr. Davis(Gibson) moved that the rules be suspended for the purpose of introducing House Resolution No. 171 out of order, which motion prevailed.

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House Resolution No. 171--Relative to congratulating citizens and officials, Humboldt--By Davis (Gibson).

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Davis (Gibson), the resolution was adopted.

A motion to reconsider was tabled.

Mr. Brewer moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 732 out of order, which motion prevailed.

House Joint Resolution No. 732--Relative to Navajo-Hopi Land Settlement Act--By Brewer, Drew and Mr. Speaker McWherter.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Brewer, the resolution was adopted.

A motion to reconsider was tabled.

On motion, House Resolution No. 132 was recalled from the Committee on Calendar and Rules.

Mr. Davis (Knox) moved that the rules be suspended for the purpose of considering House Resolution No. 132 out of order, which motion prevailed.

House Resolution No. 132--Relative to study, tort liability.

On motion, the rules were suspended for the immediate consideration of the resolution.

Mr. Murray moved to amend as follows:

AMENDMENT NO. 1

Amend House Resolution No. 132 by deleting from the second resolving clause the words "the special committee shall consist of seven members" and by substituting instead the following:

"the special committee shall consist of five members".

On motion, the amendment was adopted.

Thereupon, House Resolution No. 132, as amended, was adopted by the following vote:

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Ayes	90
Noes	0
Present and not voting	2

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, Kisber, Lawson, Love, May, McAfee, McCroskey, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

Representatives present and not voting were: Bragg and McNally --2.

A motion to reconsider was tabled.

RECESS

On motion of Mr. Bragg, the House recessed until 7:30 p.m.

The recess having expired, the House was called to order by Mr. Speaker McWherter.

On motion, the roll call was dispensed with.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 732, 749, 750, 751, 752, 753, 754, 755 and 756; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1385--General Appropriations Bill.

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The Speaker appointed a Conference Committee composed of Senators Hamilton, Atchley, Burleson, Dunavant, Henry, Rucker, Ford, Hicks, Cooper, Lewis, Davis, Owen and O'Brien to confer with a like Committee from the House to resolve the differences of the two bodies on House Bill No. 1385.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1780--To regulate placement, certain prisoners on probation.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 1 and 2.

The Speaker appointed a Conference Committee composed of Senators Henry, Albright and Williams to confer with a like Committee from the House to resolve differences of the two bodies on Senate Bill 1780.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1463--Miller

House Bill No. 1778--Drew

House Bill No. 1910--Drew

House Bill No. 2066--Darnell

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 496, 620, 670, 672, 682, 687, 694, 695, 718, 720, 721, 723, 724, 728 and 730; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 155, 160 and 163; and House Joint Resolutions Nos. 546, 676, 678, 679, 680, 681, 683, 685, 686, 689, 690, 691, 692, 697, 714, 715, 716, 719 and 729; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Resolutions Nos. 155, 160 and 163; House Joint Resolutions Nos. 496, 546, 620, 670, 672, 676, 678, 679, 680, 681, 682, 683, 685, 686, 687, 689, 690, 691, 692, 694, 695, 697, 714, 715, 716, 718, 719, 720, 721, 722, 723, 724, 728, 729 and 730.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 721; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF STANDING COMMITTEE

GENERAL WELFARE

MR. SPEAKER: Your Committee on General Welfare begs leave to report that we have carefully considered and recommend for passage: House Joint Resolution No. 542.

STARNES, Chairman.

Under the rules, House Joint Resolution No. 542 was transmitted to the Committee on Calendar and Rules.

Mr. Copeland moved that the House adjourn until 10:00 a.m. tomorrow, which motion prevailed by the following vote:

Ayes	59
Noes	30
Present and not voting	3

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Copeland, Covington, Cross, Darnell, Davidson, Davis (Cocke), Davis (Knox), DePriest, Dills, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hobbs, Hurley, Huskey, Jones, King, Lawson, Love, May, Miller, Moody, Moore, Murray,

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Nance, Peroulas, Phillips, Pruitt, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Whitson, Williams, Winningham, Wix, Wolfe and Wix--59.

Representatives voting no were: Bragg, Clark (Sumner), Cobb, Collier, Curlee, Davis (Gibson), DeBerry, Dixon, Hassell, Hawkins, Henry, Hillis, Ivy, Jared, Kent, McAfee, McCroskey, McNally, Montgomery, Murphy, Naifeh, Napier, Rhinehart, Ridgeway, Stallings, Tanner, Ussery, Wheeler, Wood and Yelton--30.

Representatives present and not voting were: Patterson, Starnes and Mr. Speaker McWherter--3.